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ESTABLISHED 1895

BILLINGS

500 TRANSWESTERN PLAZA II 490 NORTH 31ST STREET P.O. HOX 2529 BILLINGS, MONTANA 5010X-2529 PHONE (400) 252-3444 Janice L. Rehberg

DIRECT DIAL: (406) 255-7239 FAX: (406) 252-5292 E-MAIL: jrehberg@crowleylaw.com

September 2, 1997

Anne Weissenborn FEDERAL ELECTION COMMISSION Washington, D.C. 20463

RE:

MUR 4378

Dear Ms. Weissenborn:

Enclosed are Amended Discovery Responses filed on behalf of Dennis Rehberg and Lorna Kuney.

Several word processing errors were found in the original documents when they were signed by Ms Kuney and Mr. Rehberg. I did not have access to a printer to reprint the pages at that time so, I marked the corrections on the documents sent out on the August 29. Upon my return to the office I entered the corrections and reprinted the responses. Consequently, the enclosed responses are substantively the same, but contain grammatical corrections.

I apologize for the confusion. If you have any questions, please feel free to call.

Very truly yours,

CROWLEY, HAUGHEY, HANSON, TOOLE & DIETRICH P.L.L.P.

Japice L. Rehberg

JLR:eb Enclosures

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JANICE L. REHBERG CROWLEY, HAUGHEY, HANSON, TOOLE & DIETRICH P.L.L.P. 500 TRANSWESTERN PLAZA II 490 NORTH 31ST STREET P. O. BOX 2529 BILLINGS, MT 59103-2529 TELEPHONE: (406) 252-3441

ATTORNEYS FOR DENNIS R. REHBERG and MONTANANS FOR REHBERG

BEFORE THE FEDERAL ELECTION COMMISSION

In The Matter of)
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MUR 4378

AMENDED RESPONSE TO ORDER TO SUBMIT WRITTEN ANSWERS AND SUBPOENA TO PRODUCE DOCUMENTS

Lorna K. Kuney, Treasurer for Montanans for Rehberg

(hereinafter referred to as "the witness") hereby submits the

following responses to the ORDER TO SUBMIT WRITTEN ANSWERS and

SUBPOENA TO PRODUCE DOCUMENTS

Mr. Rehberg is making further inquiries regarding the interrogatories and requests for production and the responses will be supplemented if additional information or documents are discovered.

GENERAL OBJECTIONS

 The witness objects generally to any request for information relating to the period of time prior to June 1995.

Mr. Rehberg was not an announced candidate prior to that time and not subject to FEC regulatory authority. Any communication Mr. Rehberg may have had prior to June 1995 was as a private citizen and could not have been related to a non-existent campaign.

2. The witness objects to the scope of the order and subpoena as being overly broad and burdensome, and unreasonably cumulative or duplicative and not calculated to lead to the discovery of admissible evidence. In addition, the requests in some instances seek information which the FEC has ample opportunity to obtain through discovery or which it currently has in its own possession.

Specifically, the witness objects to any request to provide information "known to exist" but outside the custody and control of the witness. The witness also objects to the issuance of duplicate sets of discovery requests to Dennis R. Rehberg and Montanans for Rehberg, Lorna Kuney, Treasurer (hereinafter referred to as "the committee"). The information responsive to both sets is nearly identical given the instructional and definitional language. Objection is also made to the request for computerized information as unreasonably burdensome and duplicative. Furthermore, neither Mr. Rehberg nor the committee have possession or control of or access to the computerized information in the possession of

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outside consultants, volunteers, or persons no longer in the committee's employ. The request to provide information with respect to volunteers is unduly burdensome in that neither the candidate nor the committee can identify let alone contact each and every volunteer to make inquiry regarding possible meetings or communications with the National Republican Senatorial Committee (hereinafter referred to as "NRSC"). Similarly, inquiries into every communication with the NRSC and inquiries relating to fundraising events are overly burdensome and go far beyond the scope of inquiry. Neither Mr. Rehberg nor the committee had any contact with the NRSC concerning the NRSC issue advertising prior to the advertisements being aired. Any other inquiries are irrelevant, not calculated to lead to the discovery of admissible evidence, and overly burdensome. In addition, except for voluntary financial contributions, disclosure of a private citizens' volunteer activities would appear to infringe upon their right to privacy, a constitutionally protected right in Montana, their right to associate and their right of free speech. Further, neither Mr. Rehberg or the committee have any knowledge of who serves as a volunteer for the NRSC nor any access to information regarding internal working assignments of the NRSC.

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The witness objects to the requests on further grounds that the requests are not reasonably calculated to lead to the discovery of admissible evidence. It is the witness's understanding that the complaint in this action alleges that advertising produced and placed by the NRSC prior to the June 1996 Montana primary constituted coordinated advocacy advertising. Prior to the June Primary, Mr. Rehberg was one of three Republican candidates for nomination as the Republican candidate for the position of U. S. Senator. Consequently, any advertising not specifically endorsing Mr. Rehberg could not constitute advocacy advertising on his behalf. In addition, the NRSC advertising was issue oriented and did not advocate the election or defeat of any candidate and is protected by the First Amendment.

3. The witness further objects to the discovery requests to the extent they seek material subject to attorney client privilege, attorney work product or otherwise refer to materials prepared in anticipation of litigation.

ANSWERS TO INTERROGATORIES

INTERROGATORY NO. 1: Identify by meeting all persons employed by, or serving as officers and/or volunteers with, Montanans for Rehberg who attended meetings with representatives of the National Republican Senatorial Committee ("the NRSC") in Washington, DC or elsewhere in 1995

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ATTORNEYS AT LAW

and 1996 prior to the nomination of Dennis R. Rehberg to the Office of U. S. Senator from the State of Montana, including but not limited to, meetings held in July, 1995 and on May 1, 1996.

ANSWER: See General Objections Nos. 1,2 and above. Without waiving such objections, the witness states that Montanans for Rehberg had no employees until January 2, 1996. To the best of the witness's knowledge and belief, campaign manager Mike Pieper accompanied Mr. Rehberg to the NRSC in May of 1996. Mr. Pieper is currently the Administrative Assistant to congressman Rick Hill and may be reached at (202) 225-3211. Mr. Pieper and other members of the Rehberg staff, Steve McCarter, Elizabeth Bonforte and Stan Ullman, had contact with members of the NRSC Field staff in Montana.

INTERROGATORY NO. 2: Identify by meeting all persons employed by, or serving as officers and/or volunteers with, the NRSC who attended meetings with Dennis R. Rehberg and/or other representatives of Montanans for Rehberg in Washington, DC or elsewhere in 1995 and 1996, prior to the nomination of Dennis R. Rehberg to the Office of U. S. Senator from the State of Montana, including, but not limited to, meetings held in July, 1995 and on May 1, 1996.

ANSWER: See General objections Nos. 1,2 and 3 above. Without waiving the stated objections, the witness believes

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the first introductory meeting with NRSC representatives took place in July of 1995. Mr. and Mrs. Rehberg were accompanied by their consultant Tony Payton. The following NRSC staff members were scheduled to attend:

Wes Anderson, (MT Rep, Coalitions Director)
Ed Rahall (Pac Director)
Gordon Hensley (Communications)
JoAnn Barnhardt (Political Services Director)
Greg Striple (Polling)
Prscilla Russo (Financial Services)

NRSC staff also had contact with Mr. Rehberg during visits to Washington D.C. in October of 1995, and in March and May of 1996. NRSC representatives may also have had contact with Tony Payton and possibly Geoff Ziebart, consultants, during the October visit and with Mike Pieper, campaign manager in May. Mr. Rehberg attempted to schedule a courtesy visit with Director John Heubusch and Political Director JoAnne Barnhardt on each of his visits and met with Senator D'Amato on at least one occasion prior to the primary, probably in July of 1995. In addition to the people listed above, he recalls meeting the head of the research department, and Nancy Ives of the communications department. Mr. Rehberg may have conversed with other staff members while at the NRSC offices in Washington D.C., but cannot recall any specific names at this time. He recalls meeting with Wes Anderson, Phil Griffin-Regional Field Rep, Shiela Harrington-Field Finance Rep and two NRSC research assistants in Montana prior

to the primary. Mr. Rehberg believes that JoAnne Barnhardt met with Ladonna Lee, Campaign consultant on at least one occasion in or about October of 1995. Members of the NRSC also had contact with Ashley Jordan, an employee of the Eddie Mahe Company in Washington D.C. and Montana. During the relevant time periods, it is believed that Ms. Jordan attended steering committee meetings at which JoAnne Barnhardt was present and met with NRSC Field staff people in Montana. Other contacts with Ms. Jordan were either by telephone or brief conversations. JoAnne Barnhardt attended various PAC Steering committee meetings which were held at the NRSC offices. Other NRSC staff may have attended, but the witness has no specific recollection of who were present.

If the staff members identified above are no longer employed by the NRSC, Mr. Rehberg does not know where they can be reached.

INTERROGATORY NO. 3: Identify all persons employed by, or serving as officers and/or volunteers with, Montanans for Rehberg who engaged in telephone and/or written contacts with representatives of the NRSC in 1995 and 1996, prior to the nomination of Dennis R. Rehberg to the Office of U. S. Senator from the State of Montana. Identify the representatives of the NRSC with whom these contacts were made.

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P.L.L.P.
ATTORNEYS AT LAW

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ANSWER: See General Objections 1,2 and 3 above.

Without waiving the foregoing objections, the witness has knowledge that the following employees of Montanans for Rehberg had contact with members of the NRSC staff;

Steve McCarter, Press Manager - pre-primary conversations with members of the research and communications departments of the NRSC.

Elizabeth Bonforte, Assistant Campaign Manager - preprimary contacts with NRSC research staff.

Stan Ullman, Finance Director - may have had pre-primary contacts with Shiela Harrington or other members of the NRSC finance staff.

Mike Pieper, Campaign Manager - probably had pre-primary contacts with most of the individuals identified above and those identified in the answer to Interrogatory No. 2.

Barbara Effing, Data input - possibly had pre-primary contacts with Aloysuis Hogan regarding FEC reporting.

INTERROGATORY NO. 4: Identify all persons employed by, or serving as officers and/or volunteers with, the NRSC who were involved in arrangements for a fundraising event held by or for Montanans for Rehberg at the Ronald Reagan Republican Center in Washington, DC on May 1, 1996.

ANSWER: See General Objections 1 and 2 above. Without waiving the foregoing objections, the witness has no direct knowledge of who at the NRSC assisted in the arrangements for the May 1996 fundraising event. It would be reasonable to assume that Ed Rahall and Priscilla Russo and members of the communications staff assisted.

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ATTORNEYS AT LAW

INTERROGATORY NO. 5: Identify all persons representing Montanans for Rehberg who were involved in planning and carrying out fundraising events for the committee in Washington, DC, including the events held on October 14, 1995 and March 21, 1996.

ANSWER: See General Objections 1 and 2 above. Without waiving the foregoing objections, the witness believes the following representatives of Montanans for Rehberg assisted with the October 1995 and March 21, 1996 events;

The Eddie Mahe Company 900 2nd St. NE., Suite 200 Washington, D.C. 20002 202/842-4100

Richardson Ziebart Consulting, L.L.C. 901 N. Stuart Street, Suite 750 Arlington, VA. 22203 703/522-2628

Elizabeth Bonforte (former Asst. Campaign Manger) currently with: The Townsend Group 1510 Woodbine Street Alexandria, VA 22302 703/671-2393

REQUEST FOR PRODUCTION

REQUEST FOR PRODUCTION No. 1: Produce all documents that in any way relate or refer to the production and placement by the NRSC of advertisements on radio and television stations in the State of Montana during the months of April and May, 1996,

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including, but not limited to, advertisements with scripts designated "Pay, Taxes" (Baucus) and "1974-Baucus." Documents produced should include, but not be limited to, electronic transfers, bank checks, radio and television order forms, purchase orders, invoices, contracts, telecommunication transmittal sheets, memos, telephone messages, telephone logs, electronic mail messages, notes, correspondence and memoranda.

above. Without waiving such objections, neither the witness or any representative of the Rehberg campaign has any documents relating or referring to the production and placement of the NRSC advertisements because no one participated in the production or placement of such advertising.

REQUEST FOR PRODUCTION No. 2: Produce all documents that in any way contain, or refer or relate to, any and all communications and meetings in 1995 and 1996 between any officer, employee or consultant of the NRSC and Dennis R. Rehberg, and/or between any officer employee or consultant of the NRSC and any officer, employee, consultant or volunteer of the Montanans for Rehberg Committee, including meetings between NRSC representatives and Dennis R. Rehberg held in Washington, DC in July, 1995, and on May 1, 1996.

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RESPONSE: See General objections 1, 2, and 3 above. Without waiving such objection, see documents attached to Responses of Dennis R. Rehberg. Inquiry is continuing and this response will be supplemented if additional material responses to the request are discovered.

REQUEST FOR PRODUCTION No. 3: Produce all documents that in any way contain, or refer or relate to, fundraising events held by Montanans for Rehberg in Washington, DC on October 14, 1995 and March 21, 1996, the latter at the Ronald Reagan Republican Center, 425 Second Street, NE.

RESPONSE: See General objection No. 1, 2, and 3 above. Without waiving such objection, the witness states that no fundraising event was held in Washington, D.C. on October 14, 1995. In addition, see materials attached to responses of Dennis R. Rehberg.

REQUEST FOR PRODUCTION No. 4: Produce all calendars, appointment books, daily logs or diaries kept in 1995 and 1996 by or for all persons identified in answers to the Interrogatories Nos. 1 and 3.

RESPONSE: See General objections Nos. 1, 2, and 3 above. Without waiving such objections, see documents attached to response of Dennis R. Rehberg. If additional materials are obtained by the witness, relevant portions will be provided to the committee.

OWLEY, HAUGHEY, HAMSON, TOOLE & DIETRICE P.L.L.P. ATTORNEYS AT LAW Dated this ______ day of September, 1997.

CROWLEY, HAUGHEY, HANSON, TOOLE & DIETRICH P.L.L.P.

JANICE L. REHBERG

P. (d). Box 2529

Billings, MT 59103-2529 Attorneys for Plaintiff

CERTIFICATE OF SERVICE

I, Janice L. Rehberg, one of the attorneys for the law firm of Crowley, Haughey, Hanson, Toole & Dietrich P.L.L.P., hereby certify that on the 2nd day of September, 1997, I mailed a true and correct copy of the foregoing document, postage prepaid, to the following:

Anne Weissenborn FEDERAL ELECTION COMMISSION Washington, D.C. 20463

OMLEY, HAUSELY, HAMSON, TOOLE & DIETRICH P.L.L.P. ATTORNEYS AT LAW

VERIFICATION

I, Lorna Kundy, have read the foregoing Response to Order to Submit Written Answers Subpoena to Produce Documents and the responses therein are true the best of my knowledge and belief.

Dorna Tuney Lorna Kuney

STATE OF MONTANA)
:s:
COUNTY OF LEWIS & CLARK)

On this day of <u>luguest</u>, 1997, before me Janice L. Rehberg, a Notary Public in and for said state, personally appeared LORNA KUNEY, known to me to be the person who executed the within VERIFICATION and acknowledged to me that he executed the same for the purposes therein stated.

WITNESS my hand and official seal.

(SEAL)

Notary Public for the State of Montana Residing at Archive, Montana My commission expires: 58,000

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JANICE L. REHBERG CROWLEY, HAUGHEY, HANSON, TOOLE & DIETRICH P.L.L.P. 500 TRANSWESTERN PLAZA II 490 NORTH 31ST STREET P. O. BOX 2529 BILLINGS, MT 59103-2529 TELEPHONE: (406) 252-3441

ATTORNEYS FOR DENNIS R. REHBERG and MONTANANS FOR REHBERG

BEFORE THE PEDERAL ELECTION COMMISSION

In The Matter of)
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MUR 4378

AMENDED RESPONSES TO SUBPORNA TO PRODUCE DOCUMENTS AND ORDER TO SUBMIT WRITTEN ANSWERS

Dennis R. Rehberg (hereinafter referred to as "the witness" or "Mr. Rehberg") hereby submits the following responses to the SUBPOENA TO PRODUCE DOCUMENTS and ORDER TO SUBMIT WRITTEN ANSWERS.

Mr. Rehberg is making further inquiries regarding the interrogatories and requests for production and will supplement his responses if additional information or documents are discovered.

GENERAL OBJECTIONS

 The witness objects generally to any request for information relating to the period of time prior to June 1995.

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Mr. Rehberg was not an announced candidate prior to that time and not subject to FEC regulatory authority. Any communication Mr. Rehberg may have had prior to June 1995 was as a private citizen and could not have been related to a non-existent campaign.

2. The witness objects to the scope of the order and subpoena as being overly broad and burdensome, and unreasonably cumulative or duplicative and not calculated to lead to the discovery of admissible evidence. In addition, the requests in some instances seek information which the FEC has ample opportunity to obtain through discovery or which it currently has in its own possession.

Specifically, the witness objects to any request to provide information "known to exist" but outside the custody and control of the witness. The witness also objects to the issuance of duplicate sets of discovery requests to Dennis R. Rehberg and Montanans for Rehberg, Lorna Kuney, Treasurer (hereinafter referred to as "the committee"). The information responsive to both sets is nearly identical given the instructional and definitional language. Objection is also made to the request for computerized information as unreasonably burdensome and duplicative. Furthermore, neither Mr. Rehberg nor the committee have possession or control of or access to the computerized information in the possession of outside consultants, volunteers, or persons no longer in the

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committee's employ. The request to provide information with respect to volunteers is unduly burdensome in that neither the candidate nor the committee can identify let alone contact each and every volunteer to make inquiry regarding possible meetings or communications with the National Republican Senatorial Committee (hereinafter referred to as "NRSC"). Similarly, inquiries into every communication with the NRSC and inquiries relating to fundraising events are overly burdensome and go far beyond the scope of inquiry. Neither Mr. Rehberg nor the committee had any contact with the NRSC concerning the NRSC issue advertising prior to the advertisements being aired. Any other inquiries are irrelevant, not calculated to lead to the discovery of admissible evidence, and overly burdensome. In addition, except for voluntary financial contributions, disclosure of a private citizens' volunteer activities would appear to infringe upon their right to privacy, a constitutionally protected right in Montana, their right to associate and their right of free speech. Further, neither Mr. Rehberg or the committee have any knowledge of who serves as a volunteer for the NRSC nor any access to information regarding internal working assignments of the NRSC.

The witness objects to the requests on further grounds that the requests are not reasonably calculated to lead to the discovery of admissible evidence. It is the witness's

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understanding that the complaint in this action alleges that advertising produced and placed by the NRSC prior to the June 1996 Montana primary constituted coordinated advocacy advertising. Prior to the June Primary, Mr. Rehberg was one of three Republican candidates for nomination as the Republican candidate for the position of U. S. Senator. Consequently, any advertising not specifically endorsing Mr. Rehberg could not constitute advocacy advertising on his behalf. In addition, the NRSC advertising was issue oriented and did not advocate the election or defeat of any candidate and is protected by the First Amendment.

3. The witness further objects to the discovery requests to the extent they seek material subject to attorney client privilege, attorney work product or otherwise refer to materials prepared in anticipation of litigation.

ANSWERS TO INTERROGATORIES

INTERROGATORY NO. 1: Identify by meeting all persons employed by, or serving as officers and/or volunteers with, Montanans for Rehberg who attended meetings with representatives of the National Republican Senatorial Committee ("the NRSC") in Washington, DC or elsewhere in 1995 and 1996 prior to the nomination of Dennis R. Rehberg to the Office of U. S. Senator from the State of Montana, including but not limited to, meetings held in July, 1995 and on May 1, 1996.

ANSWER: See General Objections Nos. 1,2 and above.

Without waiving such objections, the witness states that

Montanans for Rehberg had no employees until January 2, 1996.

To the best of the witness's knowledge and belief, campaign

manager Mike Pieper accompanied Mr. Rehberg to the NRSC in May

of 1996. Mr. Pieper is currently the Administrative Assistant

to congressman Rick Hill and may be reached at (202) 225-3211.

Mr. Pieper and other members of the Rehberg staff, Steve

McCarter, Elizabeth Bonforte and Stan Ullman, had contact with

members of the NRSC Field staff in Montana.

INTERROGATORY NO. 2: Identify by meeting all persons

INTERROGATORY NO. 2: Identify by meeting all persons employed by, or serving as officers and/or volunteers with, the NRSC who attended meetings with Dennis R. Rehberg and/or other representatives of Montanans for Rehberg in Washington, DC or elsewhere in 1995 and 1996, prior to the nomination of Dennis R. Rehberg to the Office of U. S. Senator from the State of Montana, including, but not limited to, meetings held in July, 1995 and on May 1, 1996.

ANSWER: See General objections Nos. 1,2 and 3 above. Without waiving the stated objections, the witness believes the first introductory meeting with NRSC representatives took place in July of 1995. Mr. and Mrs. Rehberg were accompanied by their consultant Tony Payton. The following NRSC staff members were scheduled to attend:

Wes Anderson, (MT Rep, Coalitions Director)

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Ed Rahall (Pac Director)
Gordon Hensley (Communications)
JoAnn Barnhardt (Political Services Director)
Greg Striple (Polling)
Prscilla Russo (Financial Services)

NRSC staff also had contact with Mr. Rehberg during visits to Washington D.C. in October of 1995, and in March and May of 1996. NRSC representatives may also have had contact with Tony Payton and possibly Geoff Ziebart, consultants. during the October visit and with Mike Pieper, campaign manager in May. Mr. Rehberg attempted to schedule a courtesy visit with Director John Heubusch and Political Director JoAnne Barnhardt on each of his visits and met with Senator D'Amato on at least one occasion prior to the primary, probably in July of 1995. In addition to the people listed above, he recalls meeting the head of the research department, and Nancy Ives of the communications department. Mr. Rehberg may have conversed with other staff members while at the NRSC offices in Washington D.C., but cannot recall any specific names at this time. He recalls meeting with Wes Anderson, Phil Griffin-Regional Field Rep, Shiela Harrington-Field Finance Rep and two NRSC research assistants in Montana prior to the primary. Mr. Rehberg believes that JoAnne Barnhardt met with Ladonna Lee, Campaign consultant on at least one Members of the NRSC occasion in or about October of 1995. also had contact with Ashley Jordan, an employee of the Eddie Mahe Company in Washington D.C. and Montana. During the

relevant time periods, it is believed that Ms. Jordan attended steering committee meetings at which JoAnne Barnhardt was present and met with NRSC Field staff people in Montana.

Other contacts with Ms. Jordan were either by telephone or brief conversations. JoAnne Barnhardt attended various PAC Steering committee meetings which were held at the NRSC offices. Other NRSC staff may have attended, but the witness has no specific recollection of who were present.

If the staff members identified above are no longer employed by the NRSC, Mr. Rehberg does not know where they can be reached.

INTERROGATORY NO. 3: Identify all persons employed by, or serving as officers and/or volunteers with, Montanans for Rehberg who engaged in telephone and/or written contacts with representatives of the NRSC in 1995 and 1996, prior to the nomination of Dennis R. Rehberg to the Office of U. S. Senator from the State of Montana. Identify the representatives of the NRSC with whom these contacts were made.

ANSWER: See General Objections 1,2 and 3 above. Without waiving the foregoing objections, the witness has knowledge that the following employees of Montanans for Rehberg had contact with members of the NRSC staff;

Steve McCarter, Press Manager - pre-primary conversations with members of the research and communications departments of the NRSC.

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 Elizabeth Bonforte, Assistant Campaign Manager - preprimary contacts with NRSC research staff.

Stan Ullman, Finance Director - may have had pre-primary contacts with Shiela Harrington or other members of the NRSC finance staff.

Mike Pieper, Campaign Manager - probably had pre-primary contacts with most of the individuals identified above and those identified in the answer to Interrogatory No. 2.

Barbara Effing, Data input - possibly had pre-primary contacts with Aloysuis Hogan regarding FEC reporting.

INTERROGATORY NO. 4: Identify all persons employed by, or serving as officers and/or volunteers with, the NRSC who were involved in arrangements for a fundraising event held by or for Montanans for Rehberg at the Ronald Reagan Republican Center in Washington, DC on May 1, 1996.

ANSWER: See General Objections 1 and 2 above. Without waiving the foregoing objections, the witness has no direct knowledge of who at the NRSC assisted in the arrangements for the May 1996 fundraising event. It would be reasonable to assume that Ed Rahall and Priscilla Russo and members of the communications staff assisted.

INTERROGATORY NO. 5: Identify all persons representing Montanans for Rehberg who were involved in planning and carrying out fundraising events for the committee in Washington, DC, including the events held on October 14, 1995 and March 21, 1996.

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ANSWER: See General Objections 1 and 2 above. Without waiving the foregoing objections, the witness believes the following representatives of Montanans for Rehberg assisted with the October 1995 and March 21, 1996 events;

The Eddie Mahe Company 900 2nd St. NE., Suite 200 Washington, D.C. 20002 202/842-4100

Richardson Ziebart Consulting, L.L.C. 901 N. Stuart Street, Suite 750 Arlington, VA. 22203 703/522-2628

Elizabeth Bonforte (former Asst. Campaign Manger) currently with: The Townsend Group 1510 Woodbine Street Alexandria, VA 22302 703/671-2393

INTERROGATORY NO. 6: Identify the production company employed by Montanans for Rehberg which produced a radio advertisement supporting the candidacy of Dennis R. Rehberg in 1996, one script for which included a disclaimer stating that the advertisement was being paid for by the NRSC.

ANSWER: Strategic Perception, Inc.
2185 Broadview Terrace
Hollywood, CA 90068 (213) 876-4403

REQUEST FOR PRODUCTION

REQUEST FOR PRODUCTION No. 1: Produce all documents that in any way relate or refer to the production and placement by the NRSC of advertisements on radio and television stations in

the State of Montana during the months of April and May, 1996, including, but not limited to, advertisements with scripts designated "Pay, Taxes" (Baucus) and "1974-Baucus." Documents produced should include, but not be limited to, electronic transfers, bank checks, radio and television order forms, purchase orders, invoices, contracts, telecommunication transmittal sheets, memos, telephone messages, telephone logs, electronic mail messages, notes, correspondence and memoranda.

RESPONSE: See General objection Nos. 1,2 and 3 above. Without waiving such objections, neither the witness or any representative of the Rehberg campaign has any documents relating or referring to the production and placement of the NRSC advertisements because no one participated in the production or placement of such advertising.

REQUEST FOR PRODUCTION No. 2: Produce all documents that in any way contain, or refer or relate to, any and all communications and meetings in 1995 and 1996 between any officer, employee or consultant of the NRSC and Dennis R. Rehberg, and/or between any officer employee or consultant of the NRSC and any officer, employee, consultant or volunteer of the Montanans for Rehberg Committee, including meetings between NRSC representatives and Dennis R. Rehberg held in Washington, DC in July, 1995, and on May 1, 1996.

RESPONSE: See General objections 1, 2, and 3 above. Without waiving such objection, see attached documents. Inquiry is continuing and this response will be supplemented if additional material responses to the request are discovered.

REQUEST FOR PRODUCTION No. 3: Produce all documents that in any way contain, or refer or relate to, fundraising events held by Montanans for Rehberg in Washington, DC on October 14, 1995 and March 21, 1996, the latter at the Ronald Reagan Republican Center, 425 Second Street, NE.

RESPONSE: See General objection No. 1, 2, and 3 above. Without waiving such objection, the witness states that no fundraising event was held in Washington, D.C. on October 14, 1995. In addition, the witness has produced materials documenting the role of Richardson Ziebart Consultants.

REQUEST FOR PRODUCTION No. 4: Produce all calendars, appointment books, daily logs or diaries kept in 1995 and 1996 by or for all persons identified in answers to the Interrogatories Nos. 1 and 3.

RESPONSE: See General objections Nos. 1, 2, and 3 above. Without waiving such objections, the witness does not have the personal diaries of the individuals listed in Interrogatories Nos. 1 and 3, with the exception of a calendar provided by Mr. Geoff Ziebart, copies of which are attached and several schedules relating to D.C. travel. Mr. Rehberg kept no

personal calendars, appointment books, daily logs, or diaries, and believes all calendars and schedules maintained or prepared by the campaign were destroyed at the end of the campaign. If additional materials are obtained by the witness, relevant portions will be provided to the committee.

Dated this. _____ day of September, 1997.

CROWLEY, HAUGHEY, HANSON, TOOLE & DIETRICH P.L.L.P.

JANICE L. REHBERG

P. 6. Box 2529

Billings, MT 59103-2529 Attorneys for Plaintiff

CERTIFICATE OF SERVICE

I, Janice L. Rehberg, one of the attorneys for the law firm of Crowley, Haughey, Hanson, Toole & Dietrich P.L.L.P., hereby certify that on the day of September, 1997, I mailed a true and correct copy of the foregoing document, postage prepaid, to the following:

Anne Weissenborn FEDERAL ELECTION COMMISSION Washington, D.C. 20463

JANICE L. REHBERG

CROWLEY, HAUGHEY, HANSON, TOOLE & DIETRICE P.L.L.P. ATTORNEYS AT LAW BILLINGS, MONTANA

VERIFICATION

I, Dennis Rehberg, have read the foregoing Response to Subpoena to Produce Documents and Order to Submit Written Answers and the responses therein are true the best of my knowledge and belief.

Dennis Rehberg

STATE OF MONTANA)
:ss
COUNTY OF LEWIS & CLARK)

On this 29 day of Jugue, 1997, before me

Janice L. Rehberg, a Notary Public in and for said state,

personally appeared DENNIS REHBERG, known to me to be the person
who executed the within VERIFICATION and acknowledged to me that
he executed the same for the purposes therein stated.

WITNESS my hand and official seal.

Notary Public for the State of Montana
Residing at Reflection Montana
My commission expires: 1/1/98

22 (SEAL)

3

CROWLEY, HAUSSIEY, HASSOS, TOOLE & DISTRICE P.L.L.P. ATTORNEYS AT LIM

REQUEST FOR PRODUCTION #2

Montana Democratic Party Press Release

FOR IMMEDIATE RELEASE October 20, 1995 For information: Brad Martin, (406) 442-9520

Montana Democratic Party Calls Rehberg's Campaigning
On the Montana Taxpayer's Dime Into Question:
Closs Repeated Breaking of His Promise not to Campaign on Montana's Time

Reliberg's "Official" Schedule Doesn't Jive With His Fundraising Schedule

HELENA — According to documents released today by the Montana Democratic Party, Lieutenant Governor Dennis Rehberg will be in Washington, D.C. next week passing the hat to corporate big-wigs and special interest lobbyists — the very people he criticizes when he's at Montana.

The Montana Democrats released the following documents today:

- Rehberg's "official" schedule for October;
- A big-money Rehberg fundraising invitation from Washington, D.C. lobbyists; and,
- A big-money PAC fundralsing Invitation from right-wing Senators.

"According to Rehberg's 'official' schedule, he is simply 'in D.C.'," said Kelly Addy, Chairman of the Montana Democratic Party. "What Rehberg is not telling people is that he's in Washington, D.C., raising money from PACs and special interest lobbyists.

"Dennis Rehberg is constantly breaking his promise to Montanaus, not to campaign when he's supposed to be doing the job they elected him to do. My questions are: Did Montana taxpayers pay for his trip to Washington, D.C.? Is he on vacation again, or is he just hoping that Montanaus don't pay attention to his broken promise? How much longer will Montana's television and political reporters let Rehberg break this promise without calling him on it?

"When I tell Montanans about this broken promise, there are the questions they ask. I think they are fair questions that Dennis Rehberg should answer honestly."

Dennis Rehberg said he will continue to serve as Lieutenant Governor until his term ends in early lanuary 1997. Rehberg promised that he will confine his campaigning to off hours, on nights and weekends, and would keep separate duties and expenses. (Gration - The Billings Gazette, June 24, 1995, 1-B City/State Section.)

Then, on October 4, 1995, Rehberg said he was going to step down from his job on January 1, 1995, rather than keep breaking this promise (Citation – Montana Television News Network, KXLF, KTVQ, 5:30 p.m. hroadcast). Then, the same day Rehberg retracted this statement, refusing to take steps to avoid living this broken promise (Citation – Montana Television Network, 10:00 p.m. broadcasts).

Post-It* brand fax transmitts	al memo 7671 ol pages >
Albert	From GC
	co 0/6/2 2200
Dept.	Phone
"202-842-444	12 Fox o XV XV

iras

18/19/95 15:18:84 VIA FAX FROM NATE GOP SENATE COMMITTEE

18.19.1995 15:81



NRSCNEWS '96

NATIONAL REPUBLICAN SENATORIAL COMMITTEE

Chairman, Senator Alfonse D'Amaio

FOR IMMEDIATE RELEASE: THURSDAY, OCTOBER 19, 1995 NRSC95/165 CONTACT: NRSC PRESS OFFICE NANCY IVES 202/675-6006

NRSC GATHERING VIDEO, AUDIO FOOTAGE OF CLINTON TAX COMMENTS

GOP SENATE CAMPAIGN COMMITTEE PREPARING TO USE CLINTON "TAXED TOO MUCH" COMMENT IN 1996 SENATE RACES

Washington, DC - The National Republican Senatorial Committee is today gathering video and audio footage of the President's "raised taxes too much" speech in Houston for use in the 1996 Senate campaigns.

"When President Clinton admitted he 'raised taxes too much', he left his tax increase supporters in the U.S. Senate twisting in the political wind," said John Henbusch, Executive Director of the National Republican Senatorial Committee. "We plan on letting voters know their Senator supported the Clinton tax increase and, that now, the President said the tax increase was too big."

Possible ad targets include Scnators Max Baucus/MT, Paul Wellstone/MN, Carl Levin/MI, John Kerry/MA, Joe Biden/DE and John Rockefeller/WV.

In addition, those in the House of Representatives who backed the Clinton tax increase — and who are now running for the U.S. Senate — are also possible ad targets. They include liberal Representatives Bob Torricelli/NJ, Richard Durbin/IL, Jack Reed/RI and Tim Johnson/SD.

"The Clinton admission that he raised taxes too much has undermined all of the liberals who supported the record-size tax increase," said Heubusch. "We will ensure that voters know their Democrat Senator and Democrat Senate candidates 'raised taxes too much'. This is a great issue for the GOP because voters always suspected it was true — and now the President himself has confirmed it."

NRSCNEWS '96

NATIONAL REPUBLICAN SENATORIAL COMMITTEE

Chairman, Senator Alfanse D'Amato

FOR IMMEDIATE RELEASE: TUESDAY, APRIL 16, 1996 NRSC96/81 CONTACT: NRSC PRESS OFFICE 202/675-6006

NEW GOP ADS: BAUCUS SHOULD HEED MONTANANS ON TERM LIMITS

NRSC COMMENCES MONTANA RADIO CAMPAIGN URGING BAUCUS TO VOTE FOR TERM LIMITS WHEN MEASURE COMES BEFORE SENATE

Washington, DC — The National Republican Senatorial Committee today commenced a Montana radio campaign urging Senator Max Baucus to heed the wishes of Montanans by voting to support term limits when the measure is considered on the floor of the United States Senate.

The following sixty-second radio spot, produced for the NRSC by River Bank Inc., will air in markets throughout the state of Montana:

"Liberal Max Baucus voted to raise his own pay, then voted to raise our taxes. He was wrong. While working families are having a tough time making ends meet here in Montana, Max Baucus is back in Washington giving himself a big payraise, then voting to raise our taxes.

"Max Baucus increased his pay by more than \$23,000, then increased our taxes by more than \$2,600 per family. That's an outrage.

Pay raises... higher taxes. That's not Montana — but it is Max Baucus.

"Soon the Senate will vote on term limits — and the people of Montana support it. But not Max Baucus. In fact, he's already opposed term limits. It's just what you would expect from a Senator who's been in Washington for twenty-one long, liberal years.

"Call liberal Max Baucus. Tell him he was wrong to vote himself a big payraise, then vote to raise our taxes. Tell him it's time to vote for term limits."

See Attached Documentation

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"Baucus voted to raise his own pay,"	 Baucus voted for the amendment to raise senators' pay from \$101,900 to \$125,100. (CQ Vote #133: Adopted 53-45: R 25-18; D 28-27, July 17, 1991.) 		
"then voted to raise our taxes."	Baucus voted for passage of the Clinton tax Increase Bill bill. (CQ Vote #190: Passed 50-49: R 0-43; D 49-6, with Vice President Al Gore casting a "yea" vote, June 25, 1993.)		
	 Baucus voted for adoption of the conference report. (CQ Vote #247: Adopted 51-50: R 0-44; D 50-6, with Vice President Al Gore casting a "yes" vote, Aug. 6, 1993.) 		
:			
"Max Baucus increased his pay by more than \$23,000"	 Baucus voted for the amendment to raise senators' pay from \$101,900 to \$125,100. (CQ Vote #133: Adopted 53-45: R 25-18; D 28-27, July 17, 1991.) 		
"then increased our taxes by more than \$2,600 a family."	• The Heritage Foundation, in an April 7, 1994, study entitled "The State and District Impact of The Clinton Tax Increase," calculated that the 1993 Clinton/Baucus tax bill will cost Montana's taxpayers \$541,779,082 over five years, or \$668,04 for every man, woman and child in Montana.		
	• (family of four) \$668.04 x 4 = \$2,672.16		
"Soon the Senate will vote on term limits.	"The margin of support for the 14		
And the people of Montana support it.	initiatives this year demonstrate the political potency of term limits: Montana, 67 [percent];" (Insight Magazine, 11/30/92)		

C

'n	fact,	he's	[Baucus]	has	opposed	term
ini	ts."					

- "But Baucus said Montana already had term limits before the (term limits] initiative: 'It's called voting.""
 (The Associated Press, 8/23/93)
- Baucus voted for the motion to table (kill) amendment to limit terms of successful Senate candidates to two consecutive terms if they received public financing. (CQ Vote #69: Motion agreed to 68-30: R 12-30; D 56-0, May 22, 1991.)
- Baucus voted for the motion to table (kill) the amendment to impose term limits on candidates who receive public financing of six House terms and two Senate terms. Under the amendment, if an individual decided to run for an additional term, the individual would be required to repay all public financing previously received. (CQ Vote #128: Motion agreed to 57-39: R 6-36; D 51-3 May 26, 1993.)
- Baucus has also failed to cosponsor any of the 21 term limit initiatives that have been introduced in the Senate since 1979.

ر به غیره سام

EM,

Denny Rehberg for U.S. Senate

PRESSING FORWARD

News Release

Rehberg wants to know who's fooling whom

"Max Baucus is desperate, and it shows," Lieutenant Governor Denny Rehberg said today, responding to Baucus' latest radio ad. "Max has said repeatedly that he wants to campaign on the issues... apparently that doesn't include his record on the issues."

Rehberg expressed surprise that the Baucus camp would attack him directly over an ad that is being run by the National Republican Senatorial Committee. "I'm flattered, but I am in the midst of a three-way Republican primary," Rehberg said, "Max apparently thinks I've already won... I kind of like that."

Rehberg said that for Baucus to accuse him (Rehberg) of slinging mud is absurd and Max Baucus has left out a few important points about his own record. "They've raised legitimate questions about Max's record. If anyone is concerned about a distortion of the record, let them take a look at it for themselves... here's what he didn't tell you. Max voted to raise taxes on Social Security benefits, he voted for the 4.3 cent per gallon gas tax hike, and he voted against an attempt to exempt from taxes income small businesses and family farms re-invest in their businesses."

Rehberg said that while Baucus claims to have increased taxes only on the wealthy, the Social Security tax hike hits single Montanans who have outside incomes of \$25,000 and couples with incomes of \$32,000. "I don't know what his definition of wealthy is," Rehberg said, "but a \$25,000 income sure doesn't fit my definition of wealthy."

Rehberg suggested that Montanans take a look at what the 4.3 cent per gallon gas tax costs them a year. "Montana is a big state and we have to travel greater distances than they do in the east, so this tax costs every Montanan a lot, and there is no distinction between rich and poor on this tax. Max Baucus even called the gas tax 'regressive', but that didn't stop him for voting for it when the crunch came."

Rehberg said he doesn't think Max can defend his vote for the largest tax increase in history when even President Clinton said it might have gone too far after it passed. "Max knows it went too far as well.. and his 'mud-slinging' accusations are nothing more than a smoke screen for his extreme votes against Montanans."

--30--

For Immediate Release April 18, 1996

Contact: Steve McCarter (406) 443-3414



NRSCNEWS '96

NATIONAL REPUBLICAN SENATORIAL COMMITTEE

Chairman, Senutor Alfonse D'Amato

FOR IMMEDIATE RELEASE THURSDAY, APRIL 25, 1996 NRSC96/98 CONTACT: NRSC PRESS OFFICE 202/675-6006

GOP ADS: BAUCUS SHOULD BACK BALANCED BUDGET ON SENATE FLOOR

NRSC COMMENCES MONTANA RADIO CAMPAIGN OUTLINING BAUCUS LIBERAL RECORD OF TAXING AND SPENDING

Washington, DC - The following sixty-second radio spot, produced for the NRSC by River Bank Inc., will begin airing in markets today throughout the state of Montana:

Anner.

You already know that liberal Max Baucus voted to raise his own pay by \$23,000 then voted to raise your taxes by more than \$2,600 a family.

But did you know that in the 21 long liberal years that Baucus has been in Washington, our debt skyrocketed to \$5 trillion.

It's a fact.

And still liberal Max Baucus refuses to consistently vote for a <u>real</u> balanced budget.

Instead, he's voted to spend billions more on wasteful government spending.

That's right. Billions more

Liberal Max Baucus even voted to spend our taxdollars to pay for an alpine slide in Puerto Rico and a casino in Connecticut.

That's not Montana. But it is Max Baucus.

Call liberal Max Baucus at (800) 332-6106. Tell him to stop wasting our hard earned money. Tell him to vote for Congress' balanced budget plan.

Paid for by the National Republican Senatorial Committee.

See Attached 1 Page Documentation





RSCNEWS

NATIONAL REPUBLICAN SENATORIAL COMMITTE

Chairman, Senator Alfanse D'Amair

FOR IMMEDIATE RELEASE: WEDNESDAY, MAY 8, 1996 NRSC96/112

CONTACT: NRSC PRESS OFFICE DAN McLAGAN 202/675-6006

NEW GOP AD: BAUCUS VOTES FOR MORE TAXES, INCREASED DEBT, HIGHER PAY FOR HIMSELF

NRSC RADIO CAMPAIGN URGES MONTANANS TO CONTACT BAUCUS: AD SAYS BAUCUS SHOULD VOTE TO BALANCE THE BUDGET NOW

Washington, DC -- The National Republican Senatorial Committee today began running a new radio spot in Montana chronicling Senator Baucus' record of raising taxes, increasing the federal debt and raising his own pay. The spot urges Montanans to contact Baucus to encourage him to balance the federal budget now.

The following sixty-second radio spot will air in Montana:

"The top movie is 'Godfather Part II.'

'Streaking,' becomes a national fad

Max Baucus goes to Washington, and our national debt is \$484 billion.

A lot's changed in 21 years - for example, Max Baucus' salary has more than tripled, from \$42,000 to \$133,000 a year. And the national debt has skyrocketed to \$5 trillion.

What have we gotten from Baucus' 21 long liberal years? More taxes and more debt. Liberal Baucus voted for five of the largest tax increases in American history. In one vote alone, he increased taxes on Montana families by \$2,600 a vear.

Baucus even voted to raise taxes on Social Security, small husinesses, and gasoline.

Call liberal Max Baucus. Tell him to balance the budget. Tell him he was wrong to raise taxes and spend us into debt. Tell him to vote for the majority's plan to balance the budget

Paid for by the National Republican Senatorial Committee." See Attached 2 Page Documentation FOX 340 C

ومعناه الكائن المساول المستهدي والمستوين الكالة الكبورة كالشنافة أكبينا والمستوين المستوين والمستوين والمستوين	
Baucus even voted to raise taxes on social security	 Baucus voted to table (kill) the amendment to strike the provisions of the bill that raise the percentage of Social Security benefits taxed from 50 percent to 85 percent for individuals earning more than \$32,000 and couples earning more than \$40,000. (CQ Vote #169: Motion agreed to 51-46: R 1-41; D 50-5, June 24, 1993) Baucus voted for adoption of the conference report on Clinton's 1993 tax bill which included a tax increase on social security. (CQ Vote #247: Adopted 51-50: R 0-44; D 50-6. with Vice President Al Gore casting a "yea" vote. Aug. 6, 1993.)
"small businesses,"	 Baucus voted against an amendment giving tax relief to small businesses and family farms. (CQ Vote #171: Motion rejected 56-42: R 43- 0. D 13-42, June 24, 1993)
"and gasoline."	 Baucus voted against eliminating a gasoline tax of three cents per gallon to raise revenues. (CQ Vote #208. Adopted 209-187: R 114-17, D 95-170, June 11, 1975) Baucus voted to kill an amendment eliminating the 4.3-cent tax on transportation fuels. (CQ Vote #167. Motion agreed 50-48: R 0-43, D 50-5, July 24, 1993) Baucus voted for adoption of the conference report on Clinton's 1993 tax bill which included an increase of 4.3 cents in the federal gasoline tax. (CQ Vote #247: Adopted 51-50: R 0-44; D 50-6, with Vice President Al Gore casting a "yea" vote, Aug. 6, 1993.)



REPUBLICAN SENATORIAL COMMITT

Chairman, Senator Alfonse D'Amoro

POR IMMEDIATE RELEASE: SUNDAY, MAY 12, 1996 NRSC96/122

CONTACT: NRSC PRESS OFFICE **DAN MCLAGAN** 202/675-6006

NEW NRSC TV AD TO BAUCUS: SUPPORT A BALANCED BUDGET

STATEWIDE MONTANA TV AD CAMPAIGN BEGINS AIRING THIS WEEKEND

Washington, DC -- The following is the text of a new 30 second statewide TV spot from the National Republican Senatorial Committee urging Montana Senator Max Baucus to support a balanced federal budget:

TV/30 Seconds Title: "1974-Baucus"

> 1974: Liberal Max Baucus goes to Washington. Your share of the national debt: \$2,300.

22 long liberal years later. Government spending explodes. Baucus votes for five of the biggest tax increases in history,

Your share of the national debt: \$19,000. What else is up?

Baucus's salary - it's tripled to \$133,000.

We need a balanced budget.

Call liberal Max Baucus, and tell him to support the Majority's balanced budget plan.

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REPUBLICAN SENATORIAL COMMIT

Chairman, Senator Alfonse D'Amaso

FOR IMMEDIATE RELEASE: TUESDAY, MAY 28, 1996 NRSC96/140

CONTACT: NRSC PRESS OFFICE DAN McLAGAN 202/675-6006

NEW GOP AD URGES BAUCUS TO BALANCE THE BUDGET

Washington, DC - The following is the text of a new 30 second TV spot which began airing statewide in Montana on Friday from the National Republican Senatorial Committee urging liberal Senator Max Baucus to support a balanced budget.

TV/30 Seconds Title: "Twenty-two"

By one vote, the Senate passed the largest tax increase in history. That one vote... Max Baucus.

He voted for more taxes on Social Security, gasoline and family farms.

It's no surprise.

For twenty-two long liberal years, Baucus has spent our money and raised our taxes. He's the sixth biggest spender in the Senate.

Max Baucus...definitely a liberal

Call. Tell Baucus to vote for the majority's plan to balance the budget.



SCNEWS '9 REPUBLICAN SENATORIAL COMMITTE

Chairman, Senator Alfonse D'Amato

FOR IMMEDIATE RELEASE FRIDAY. MAY 31, 1996 NRSC96/149

CONTACT: NRSC PRESS OFFICE

DAN McLAGAN 202/675-6006

NEW GOP AD URGES BAUCUS TO SUPPORT BALANCED BUDGET PLAN

Washington, D.C. -- The following is a text of a new 30 second TV spot which begins airing today in Montana. The ads are paid for by the National Republican Senatorial Committee and are aimed at urging Montana Senator Max Baucus to support the majority's balanced budget plan.

AIDEO

AUDIO

(Music Up & Under)

Hand press button to start tape recorder Fuse lit and burns supered over video

ANNCR:

Hands pick up Baurus photo from manilla file folder marked TOP SECRET in block stencil letterins

This is Max Bauces, liberal from Mentana.

Haucus diagnises his record.

Good Morning. Mr. Phelps.

Hand flips to next piece of paper with GRAPHICS (block stencil lettering): Max Banguar Voted for 5 of the Binnest Tax Increases in American History

Baucus voted for five of the biggest tax increases in history.

Hand flips to piece of paper with GRAPFACS (block stencil lethering): Max Baucus/Voted to Raine Taxes on: Social Security/Family Farms (smaller date = \$6.93)

Baugus voted to raise taxes on Social Security and family forms.

Tape recorder playing

Your mission, which may be impossible, is to get Haucus to support the majority's balenced hadget plan.

Gand Luck Stm.

ANNOR

Mand preses off busines on tape recorder

Help Jim. Call liberal Max Baucus. This mounge will self-destruct in one second.

(800) 532-6106

(SFX " Hissing as tape dissolves)

Disclaimer

Music Under & Out

1996 MONTANA SENATE RACE MEDIA BUYS

	NRSC	REHBERG	MAX	ED
FEB. 6-13			radio/	
Mar. 4-15			radiohospitals medicare	
April 1-15			radioeducation TV/radio positive name ID	
April 16-24	radioMax voted to raise his pay	·	radioresponse to ID NRSC/D'Amato TV Min. Wage	
April 26-May	radio/Max voted for water slide etc.		radio/Denny a liar and guilty TV Min. Wage	TV/radio/name ID spot
May 5-11	radio/1974 Max voted for spending		radio/Denny is guilty and a liar TV - Min wage II	radio/ jobs spot
May 13 -18	TV/1974 ad 800 pts.	radio/america \$8,000	radio/Denny g&l TV/stop the mudslinging/400 pts	
and a latter of the latter of				
Charles Commission of Artifaction (Control of Spanish Control of Spanish Control of Cont				

DRAFT NRSC RADIO:60 - "1974-BAUCUS"

Music up and under

ANNCR:

1974.

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The top movie is "Godfather Part IL"

(SFX under Anner. = Machine gun fire)

"Streaking," becomes a national fad-

(SFX under Anner. = teensger yelling/running outdoors)

Max Baucus goes to Washington, and our national debt is \$484 billion.

A lot's changed in 21 years – for example, Max Baucus's salary has more than tripled, from \$42,000 to \$133,000 a year.

And the national debt has skyrocketed to \$5 trillion.

What have we gotten from Baucus's 21 long liberal years?

More taxes and more debt.

Liberal Baucus voted for <u>five</u> of the largest tax increases in American history. In one vote <u>alone</u>, he increased taxes on Montana families by \$2600 a year.

Baucus even voted to raise taxes on social security, small businesses, and gasoline.

Call liberal Max Baucus. Tell him to balance the budget. Tell him he was wrong to raise our taxes and spend us into debt. Tell him to vote for the majority's plan to balance the budget.

Paid for by the National Republican Senatorial Committee

NRSC TV:10-"HEY MAX" FINAL AUDIO

VIDEO

Baucus Pix

GRAPHICS: Max Baucus/Stop Increasing

Our Taxes and Your Pay

Disclaimer

AUDIO

ANNCR:

Hey Max!

Stop raising our taxes and your pay.

Call Max Baucus and tell him to support the majority's balanced budget plan!



NRSC TV:30 - "1974-BAUCUS" FINAL AUDIO

VIDEO

GRAPHICS: 1974

Baucus still (any of '74 vintage?)

(possibly in sepia)

GRAPINCS: Your share of national deld -

\$2300

GRAPHICS: 1996

Headline on Spending

GRAPHICS: Baucus votes for five of the

biggest tax increases in American history

GRAPHICS: Your share of national debt =

\$19,000

MOVING UPWARD ARROW AGAINST

GRAPH LABELED BAUCUS SALARY

Arrow ends at \$133,000

Baucus pix

GRAPHICS: Call Max Baucus/Phone

#??/Balance the Budget

Disclaimer

AUDIO

ANNCR:

1974.

Liberal Max Baucus goes to Washington.

Your share of the national debt -- \$2000.

22 long liberal years later. Government

spending explodes.

Baucus votes for five of the biggest tax

increases in history.

Your share of the national debt --

\$19,000.

What else is up?

Baucus's salary. It's tripled to \$133,000.

We need a balanced budget,

Call liberal Max Baucus and tell him to support the majority's balanced budget plan.



BAUCUS RECORD

"1974 Max Baucus goes to Washington, and	Baucus was elected to federal office in 1974.
our national debt is \$484 billion."	He has spent over 21 years in Washington. (source: The Almanac of American Politics, 1996)
	Total gross federal debt in 1974 was \$483.893 million (anuron Statistical Abstract of the United States, 1995)
" Max Baucus' salary has more than tripled, from	Baucus' salary has risen from \$42,500 in
\$42,000 to \$133,000 a year."	January, 1975 to \$133,600 in 1996. (source:
	1991 CQ Almanac; CQ Weekly Report, 1/2/93)
"And the national debt has skyrocketed to \$5	• The national debt as of Wednesday, April
trillion."	17, 1996, was \$5,146,356,518,536.99.
	(The Washington Times, 4/19/96)
"Liberal Baucus voted for five of the largest tax	Clinton Tax Increase of 1993, Conference
increases in American history."	Report (CQ Vote #247, 1993) (\$241 billion
	over five years*) Budget Reconciliation Tax Increases of 1982.
	Conference Report (CQ Vote #337, 1982)
	(\$138 billion over four years*)
	Budget Reconciliation of 1987, Conference
	Report (CQ Vote #419, 1987) (\$54 billion
	over four years*)
	Deficit Reduction Act of 1984, Conference
	Report (CQ Vote #161, 1984) (\$48.3 billion over 4 years*)
	Social Security Act Amendments of 1983,
	Conference Report (CQ Vote #54, 1983)
	(\$36.7 billion over four years*)
47	* (Tax Foundation Press Release, 9/2/92)
"In one vote alone, he increased taxes on Montana families by \$2,600 a year."	Baucus voted for adoption of the conference CO Very #247; Adopted 51, 50; P. O.
landines by \$2,000 k year.	report. (CQ Vote #247: Adopted 51-50: R 0-44; D 50-6, with Vice President Al Gore
	casting a "yea" vote, Aug. 6, 1993.)
	The Heritage Foundation, in an April 7, 1994,
•	study entitled "The State and District Impact
	of The Clinton Tax Increase," calculated that
	the 1993 Clinton/Baucus tax bill will cost
	Montana's taxpayers \$541,779,082 over five
	years, or \$668.04 for every man, woman and
	child in Montana.
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"Boucus even voted to raise taxes on social Baucus voted to table (kill) the amendment to strike the provisions of the bill that raise the security.... percentage of Social Security benefits taxed from 50 percent to 85 percent for individuals earning more than \$32,000 and complex earning more than \$40,000. (CO Vote #169: Motion agreed to 51-46: R 1-41: D 50 6, Juna 24, 1993) Baucus voted for adoption of the conference report on Climon's 1993 tax bill which minuse kiere an exercial ver a habelen! (CQ Mote #347: Adopted \$1 \$0: RO 44; D 50-6, with Vice Precident Al Gore cacting a "yea" vote, Aug. 6, 1993.) ...smali buslnesses....° Usucus voted against an amendment giving tax relief to small businesses and family farms. (CO Vote #171: Motion rejected 56-42: R 43-0, D 13-42, June 24, 1993) "...and gasoline," Baucus voted against eliminating a gasoline tax of three cents per gallon to raise revenues. (CO Vote #208: Adopted 209-187: R 114-17. D 95-170, June 11, 1975). Baucus voted to kill an amendment eliminating the 4.3-cent tax on transportation fuels. (CO Vote #167: Motion agreed 50-48: R 0-43, D 50-5, July 24, 1993) Baucus voted for adoption of the conference report on Clinton's 1993 tax bill which included an increase of 4.3 cents in the federal gasoline tax. (CQ Vote #247; Adopted 51-50; R 0-44; D 50-6, with Vice President Al Gore casting a "yea" vote, Aug. 6, 1993.)

AD TEXT

BAUCUS RECORD

Baucus voted to raise his own pay by \$23,000.	Baucus voted for the amendment to raise senators' pay from \$101,900 to \$125,100, ban senators' honoraria and limit outside earned income to 15 percent of a senator's base pay. (CQ Vote #133: Adopted 53-45: R 25-18; D 28-27, July 17, 1991)
Baucus voted for the 1993 Clinton tax bill which raised taxes \$2,600 for a family of four in Montana.	Baucus voted for passage and adoption of the 1993 Clinton tax bill (CQ Votes #190, #247, 1993) Per capita impact of the 1993 Clinton tax bill on Montana was \$668.04. Multiplied by four equals \$2,672.16. ("The State and District Impact of the Clinton Tax Increase," Heritage Foundation, 4/7/94)
Baucus has been in Washington 21 years.	Baucus was elected to federal office in 1975. He has spent over 21 years in Washington. (The Almanac of American Politics, 1996)
While in office the national debt skyrocketed to \$5 trillion.	The national debt as of Wednesday, April 17, 1996, was \$5,146,356,518,536.99. (The Washington Times, 4/19/96)
Baucus refuses to vote for a balanced budget.	Baucus voted against both passage and the conference report of FY 1996, a bill to balance the budget by 2002. (CQ Vote #556: Passed 52-47: R 52-1; D 0-46, Oct. 28, 1995) (CQ Vote #584: Motion agreed to 52-47: R 52-1; D 0-46, Nov. 17, 1995)
	Baucus voted three times for measures which expressed a desire for a goal of balancing the federal budget. (CQ Vote #371: Adopted 61-31: R 39-9; D 22-22, Dec. 11, 1985); (CQ Vote #581: Passed 60-37: R 53-0; D 7-37, Nov. 16, 1995); (CQ Vote #611: Passed 94-0: R 49-0; D 45-0, Dec. 21, 1995)

Baucus refuses to vote for a balanced **Balanced Budget Constitutional Amendment** budget. Although Max Baucus' rhetoric promotes reducing the deficit, his record on the balanced budget amendment does not. Baucus has voted against the balanced budget amendment 10 times out of 13 occasions. The following three votes are considered to be the benchmark votes on the balanced budget amendment. Baucus voted against it in 1986 and 1994, then flipflopped and voted for it in 1995. (CQ Vote #45: Rejected 66-34: R 43-10; D 23-24, March 25, 1986); (CQ Vote #48: Rejected 63-37: R 41-3; D 22-34, March 1, 1994); (CQ Vote #98: Rejected 65-35: R 51-2; D 14-33, March 2, 1995) Baucus has voted to spend billions on The net total of legislation Baucus voted for in wasteful government spending. the 103rd Congress was: "\$54,213,000,000" (NTUF VoteTally, 103rd Congress, 10/10/94) The net total of legislation Baucus voted for in the 104th Congress was: "\$41,304,000,000" (NTUF VoteTally, 104th Congress, 2/96) Baucus voted to spend taxdollars on Baucus supported Clinton's 1993 "stimulus" an alpine slide in Puerto Rico and a plan. Specifically, he voted against cutting the casino in Connecticut. Community Development Block Grants which would have funded the alpine slide and the casino. (CQ Vote #87: Motion agreed to 54-43: R 0-43; D 54-0, March 30, 1993) Baucus voted three times for cloture, which would have limited debate and allowed a vote for the Clinton plan. Baucus voted for (CQ Vote: #100: Motion rejected 55-43: R 0-42; D 55-1, April 2, 1993); (CQ Vote #101: Motion rejected. 52-37: R 0-37; D 52-0, April 3, 1993); and (CQ = Vote #102: Motion rejected 49-29: R 0-28; D 49-1, April 5, 1993) Baucus once again voted against eliminating the "stimulus" aspects of the plan. (CQ Vote #103: Motion agreed to 53-45: R 0-41; D 53-4, April 20, 1993)

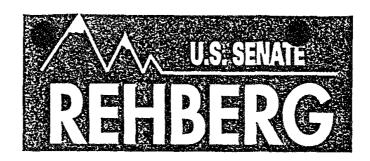
Baucus did vote for a different "stimulus" substitute that would have lowered the amount of spending somewhat, but would have still funded the pork and still would not have paid for it, thereby still increasing the federal deficit. (CQ Vote #104: Adopted 52-46: R 0-41; D 52-5, April 20, 1993)

Baucus once more voted for cloture on the stimulus bill, but the motion failed and the projects were not funded. (CQ Vote #105: Motion rejected 56-43: R 0-42; D 56-1-April 21, 1993)

"The list below, taken from the National Conference of Mayors 'Ready to Go' book of more than 4,000 public works projects, gives a sense of exactly where much of the money would be going. While the 'Ready to Go' projects aren't specifically included in the stimulus package, HUD Secretary Henry Cisneros told Congress in February it is the list the administration will work from in dispensing the \$2.5 billion earmarked in the bill for community development."

"Caguas, Puerto Rico, build alpine slide, 100 jobs, \$2,500,000"

"West Haven, Conn., construct a casino building, 20 jobs, \$1,000,000" (editorial, The Wall Street Journal, 4/5/93)



TO: The Federal Election Commission Office of General Counsel

My name is Mike Pieper, and I am the Campaign manager for Montanans for Rehberg (Rehberg Committee), the principal campaign committee of Denny Rehberg, Republican nominee for the United States Senate from the State of Montana. I make the following statement under oath:

- 1. I am intimately familiar with the facts and circumstances surrounding the Rehberg Committee's radio advertisements which are the subject of a portion of the complaint in MUR 4738.
- 2. I have thoroughly read Section II.3 of the National Republican Senatorial Committee's (NRSC) July 10, 1996, response in this matter, entitled "The NRSC has not prepared or paid for radio ads for the purpose of electing Dennis Rehberg to U.S. Senate."
- 3. The NRSC's response is completely accurate regarding the facts and circumstances of this matter. The NRSC's response and attachments correctly recount the purpose behind the Rehberg Committee's decision to produce, air, and pay for pre-primary radio advertising, the genesis of the disclaimer error, and the efforts all parties undertook to immediately correct it. It also correctly states that the NRSC's legislative advocacy advertisements were not coordinated with the Rehberg campaign, nor were the Rehberg ads coordinated with the NRSC in any way.

I swear the above statement is mine and is true to the fullest extent of my knowledge of the facts of this matter.

DATED this 7 That day of July, 1996.

Mike Pieper

Campaign Manager Montanans for Rehberg

STATE OF MONTANA

:55.

County of Yellowstone

)

Sworn and subscribed to before me this 9th day of July, 1996.

Notary Public for the State of Montana

Residing at: Kelena, M.

My Commission expires: ___

2000

Fifth Avenue Advertising P.O. Box 503 • 221 Fifth Avenue Helena, MT 59624 • (406) 442-3961

Telecommunications Pransmittal Sheet

Date: 6/11/91. Time: 1:45p.m.

70: Dennis Rehberg

From: Bot Hoese.

No. of pages (excitating cover sheet) 2

Transmitting No. (400) 442-3987 Contact Phone: (403) 442-3961

Additional Information / Comments:

Here is a memo that instructed stations to use only the Montana tag. It was sent to all stations. We followed-up with telephone: calls to many stations who had questions. We've also included a typical signed order from one of the stations.

May 30, 1995

Jay Kohn KXI.F Television P.O. Box 3500 Butte, MT 58701

Dear Jay,

I understand that during your taping of Face the State with Denny and Ed Borcherdt today a question came up about a radio ad being run by Montanans for Rehberg.

The confusion has occurred because the production company which edited the ad made two versions in case in the future the Republican Senate Committee decided to pay for any of the Rehberg campaign commercials. This is a standard practice among political ad production companies and was done without our knowledge.

Denny was unaware that the wrong ad was being played. This problem was first brought to my attention two weeks ago and all stations were notified not to play the ad with the Republican National Committee disclaimer. Despite two notices to all radio stations in Montana, at least one station continues to play the wrong radio ad. The Republican Senate Committee has paid for none of our ads. As of our radio ads have been paid for by this campaign.

I have spoken to Kim Bolt about this and she knows that the Senate Committee is not paying for any of our ads. She has also spoken to the Republican Senatorial Committee who has told her that they are not paying for our ads.

Bob Hoone of Fifth Avenue advertising in Helena has been in communication with all stations airing our commercial to make sure they do not play the wrong commercial. If you have any further questions please call me at 443-3414

Sincerely,

Mike Pieper Campaign Manager

51

Repair

Fifth Avenue Advertising P.O. Box 503 • 221 Fifth Avenue Helena, MT 59624 • (406) 442-3961

Telecommunications	Transmittal	Sheet

Date: 5/15	Time:	3:00	
------------	-------	------	--

70: Mt Kristio Stations

From: Margie Long

No. of pages (excluding cover sheet)

Transmitting No. (235) 442-3987 Contact Phone: (236) 442-3961

Additional Information / Comments:

Please schedule the following buy for Rehberg - # 73/9 "Prime" It is just on additional week for the spot you already have.

Also, clease remember to play the Spot with the Montana Tag!!
Do not run the Senatorial tag at this time.

Thanks

FIFTH AVENUE ADVERTISING P.O. BOX 503 HELENA, MT 59624 221 5TH AVENUE (406) 442-3961 (406) 442-3987

RADIO ORDER

Advertiser: REHBERG

Date: 5/15/96

Product: PRIME

Job Number: #7319

Station: KATQ AF

Market: PLENTYWOOD

Instructions: USE THE DUB YOU CURRENTLY ARE RUNNING - Practicus Tog

Start:

End:

Time:

Length:

5/20

5/24

6A-7P

:60

6 WEEK 1 5/20

MEEK 3

WEEK 3

WEEK 4

WEEK 5

Exact Time Affidavits Required

\$7.25 Net Rate:

Total Spots: _17....

Net Total: __\$123.25___

Accepted for Station

Date 5-15-96

Accepted for Agency

X Mayie Long

Date 5/15/96____

MEMORANDUM

DATE:

May 31, 1996

TO:

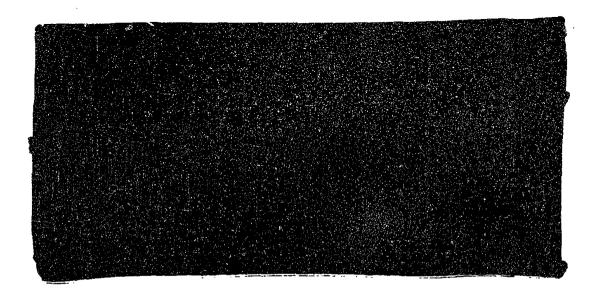
Mike

FROM:

Elizabeth

RE:

Engle Discussion



PRIVILEGED COMMUNICATION -- PREPARED IN ANTICIPATION OF LITIGATION

TO:

Rehberg Team

FROM:

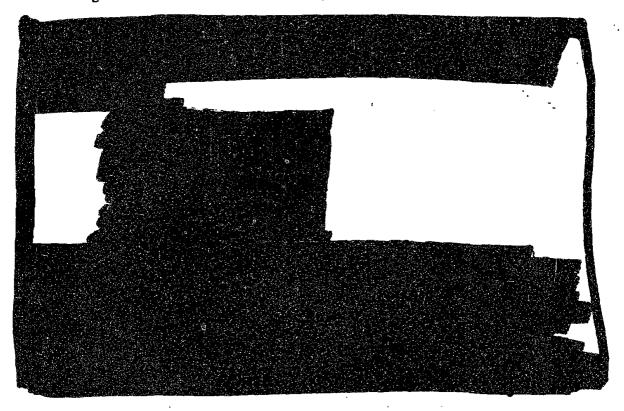
Ladonna Y. Lee

RE:

Update

Following is a brief recap of our meeting in Montana on Sunday as well as conversations with the NRSC, etc.

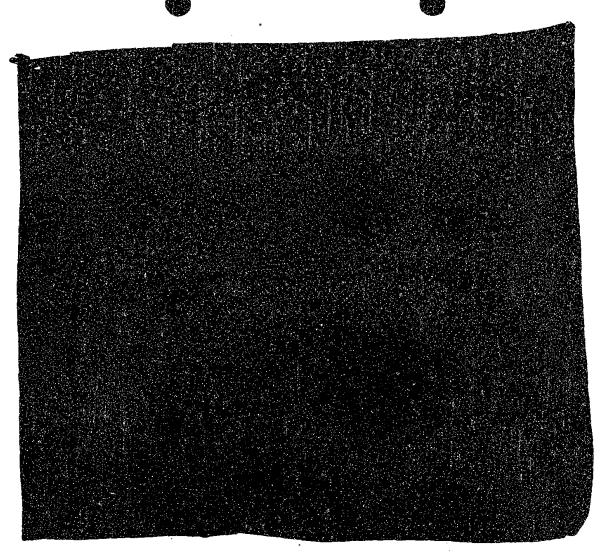
Fundraising



All members of the Century Club and other key leaders in the Rehberge team should be invited to a Christmas open house keyed to geography. This is not a but will give the Century Club members motivation to meet their goal by the time of the event(s) The two weeks leading in to these events might be a good time for the NRSC staff person to assist Stan. (Joanne agreed she could as well as assisting on the Denver event)

Baucus





"For each of these areas, we need the facts, DR's record, Max Baucus record and any vignettes to describe DR's position.

This research needs to be complemented by the other requests to the NRSC to complete the Baucus research for his entire legislative history (see research memo)





Research



Joanne Barnhart has said Bob Potts will undertake the rest of our research and she is determining when he can produce product based on his other assignments.

NRSC

Ladonna will undertake the "care and feeding" and communication with the NRSC. DR will communicate regularly with Highbush and JoAnne. I met with Joanne for lunch. She will work with us to get Denny invited to the Senatorial Trust events so he can begin working on major donors around the country.

State Party

The party is going to undertake a message program showing MB out of touch w/Montana. Our recommendation is a series of radio ads starting ASAP telling MT that Max has already voted against their cut in taxes, reducing government, etc. The message will then be adapted depending upon the news cycle. JoAnne said they have \$35,000 to begin the program with and could spend over \$100,000 between now and the beginning of the year.



THE EDDIE MAHE COMPANY

To: Rehberg Team

Company:

Phone:

Fax:

From: Ladonna Y. Lee

Company: The Eddie Mahe Company

Phone: 202-842-4100 Fax: 202-842-4442

Date: 04/30/96

Pages including this cover page: 2

It appears from the NRSC documentation package on its radio that in fact Max did not vote for a casino and an alpine slide but rather that it was from a National Conference of Mayors "ready to go" book that Cisneros told Congress he would work from. So we probably can't attack Max for using his out of state dollars to lie about his record. That leaves us with the "guilty charge."

Our best approach would be for the NRSC to run radio stating that Max is guilty of running a guilt by association campaign. Naming unnamed "out of state Republicans" guilty when in fact none of the findings have determined anyone guilty and the only political organizations that have had to pay fines to the FEC in the last xxxx years is the Democrat state party and Democrat office holders (Williams?) THIS NEEDS TO BE DETERMINED TO BE FACT.

Max is using his millions of out of state special interest money trying to get the fair people of Montana to believe that Denny Rehberg associates with people who are guilty none of the thousands of hours of legal proceedings investigating Democrat Chairman Kelly Addy's allegations from 1988 have resulted in a single Republican organization being fined. Come on Max use your millions of dollars of out of state special interest money to tell the voters of Montana what this race is really about. You want a government that continues to take 40% of everyone's pay check and Denny Rehberg wants to cut taxes and spending. Quit the name calling Max and lets talk about Montana and the real issues people care about.

This message probably does not fit into the issue advertising that the NRSC can do with non allocable dollars. Thus, we must determine what we can do to offset the barrage of messages saying Denny is "guilty" which can only accrue to Borchert's benefit. By the same token we cannot afford to begin the "cannonball strategy" of using our limited resources saying "I'm not guilty".

We need a press strategy. Pat Stinson has called to invite Denny on his show tomorrow morning at 8:30 MST. We have as possible press advocates but we can't ouset Max's thousands or so or radio with just a press release.

This also calls for a Max watch and possibly we could release the entire list of "ready to go" projects and call on Max to say which ones he would have supported if it wasn't the casino or the Alpine Slide.

We need to decide today what we are going to do. Mike, Tony - Phil did not believe that the NRSC would do the paid response but suggested we talk to Craig the legal counsel. If I hear from either of you before 11:00 we can call together or I will follow-up directly.

NOTICE OF CONFIDENTIALITY: The information contained in this facsimile transmission is legally privileged and confidential, being intended only for the named recipient. Therefore, dissemination, distribution, or copying by other than the intended recipient is prohibited. If you have received this transmission in error, please notify us immediately by collect call and return the transmission to the address below.

THE EDDIE MAHE COMPANY

To:

Geoff Ziebart

From:

Ashley Jordan

Date:

September 19, 1995

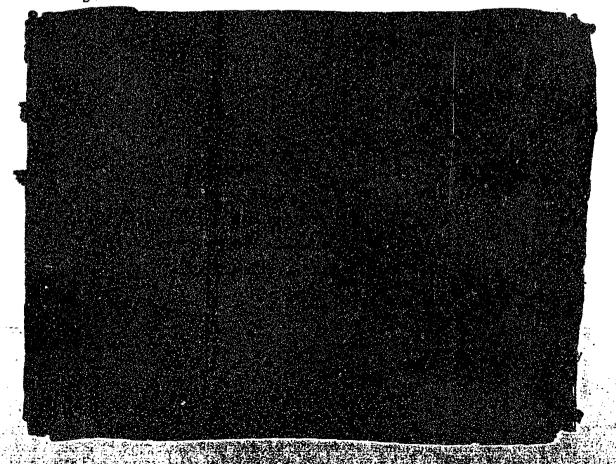
Subject:

PAC Event and other things of importance

CC: Denny Rehberg, Jan Rehberg, Will Brooke, Tony Payton and Ladonna Lee

Per our discussion, enclosed is Denny's schedule during his last visit to Washington. All the appointments were either set up by Robert Arensberg, Wes Anderson of the NRSC or me, so if you have any questions, just let me know.

A few things:







Finally, I'd like to set up a meeting with Priscilla Ruzzo of the NRSC (she's the PAC person) and lets figure out what they are willing to do for Denny on their end. Also, lets schedule a conference call this week with Jack Ramirez and Robert Arensberg. I'll set it up.



THE EDDIE MAHE COMPANY

To: Steve McCarter

Company:

Phone:

Fax:

From: Ladonna Y. Lee

Company: The Eddie Make Company

Phone: 202-842-4100 Fax: 202-842-4442

Date: 06/07/96

Pages including this cover page: 1

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First — we have answered all the questions — any new questions are only to keep us on the defensive SO my suggestion would be

You know this is old news and a fight between Max Baucus and the National Republican Senatorial Committee. I have no capacity to keep them from running the ads. Its their business.

Max fully knows these ads are not violating the law because they do not fall under the label of "partisan communications" as defined by the FEC which must "expressly advocate the election or defeat of a federal candidate"

Max has been happy to accept the help of the unions, the environmentalists and Emily's list. And, now the Montana Democrat party is paying for a piece of mail for Max saying that finally after 21 years in Washington, he, Max Baucus, now agrees with me, Denny Rehberg, on balancing the budget, welfare reform, and that Montana is a great place to live and raise a family. So I know he and his family will be real happy to move here next January and live.

Further, Max thought it was OK to use our tax dollars to put out a piece of mail from his Senate office saying how terrible Newt Gingrich and the Repúblicans in the House are.

Lets play by the same rules Max.

Max doesn't believe in the same rules for both sides. Maybe if he wasn't ashamed of all those votes when he voted against Montana's interests he wouldn't be yelling so loudly now.

NOTICE OF CONFIDENTIALITY: The information contained in this facsimile transmission is legally privileged and confidential, being intended only for the named recipient. Therefore, dissemination, distribution, or copying by other than the intended recipient is prohibited. If you have received this transmission in error, please notify us immediately by collect call and return the transmission to the address below.

Dear Max

Thank you for signing the clean campaign pledge. As you know, our opponent, Becky Shaw did so on Tuesday??

I have communicated with the Republican National Committee and the National Republican Senatorial Campaign Committee that you have agreed to run a campaign according to the pledge. I have included copies of yours and my campaign ads which clearly show that all of my advertising in the campaign has been done according to the pledge.

Your letter contains some additional suggestions for our joint agreement on campaign advertising and I would be happy to sit down and negotiate those additional requests with you. I would also like you to agree to the spending limit you suggested on May 22, 1995 to spend no more then \$1.2 million. (this is what I got from my clips Steve)

You have threatened that you will not abide by the Clean Campaign Pledge if the NRSC does not remove their ads. The Pledge that you and I have signed states:

"to request all interested third parties, who may engage in issue advertising that may agree with my positions on the issues, to abide by all the above;"

I have done so. See copy of letters attached.

Your demand that the NRSC advocacy ads be done in my voice which is ... as you well know ... a violation of the Supreme Court ruling handed down on Tuesday which clearly states:

"the First Amendment [cannot be used to prohibit] an expenditure that the political party has made independently, without coordination with any candidate"

I have not been involved in any of the decisions or discussions on the NRSC ads nor any other ads done in the state by third parties. Nor have I violated the law as you suggested in our debate last Saturday when you said

quote I strongly suspect that DR is coordinating independent expenditures

(Steve - need quote from debate transcript)

Max the voters of Montana want to know how we have voted in the past on important issues such as balancing the budget and tax relief for working families and how we will vote for the next 6 years ... That will be the focus of my ads and my campaign and I am sure the voters are looking forward to a healthy discussion of our differences.

Let me know if you will commit to your original discussion to limit spending.

Have a great week

You know that your demand for me to

TO: Montana Editorial Boards FROM: Montanans for Rehberg RE: Max Baucus campaign tactics

Recently you may have received information from the Baucus campaign making several false allegations against the National Republican Senatorial Committee and the Montanans for Rehberg Committee. We are providing the following information for your consideration as you review the Baucus material.

1. Max Baucus is the only candidate in the Montana Senate race who has launched a campaign of character assassination.

In both radio and television ads the Baucus campaign has used false and in some cases totally fabricated newspaper quotes to imply that Denny Rehberg has done something illegal or dishonest.

In a television commercial currently running in Montana on behalf of Max Baucus the words "backed by illegal contributions" appears on the screen with an implied reference to Denny Rehberg. In the same commercial the words "pushing for tax breaks to the rich" appears with an attribution to the Bigfork Eagle, May 29, 1996. At no time have these words appeared in the Bigfork Eagle. Again, in the same commercial the words "while fighting against a minimum wage" appear on the screen with attribution to the Billings Gazette, May 12, 1996. And again nowhere in the Billings Gazette does it say Denny Rehberg is fighting against the minimum wage.

2. Max Baucus claims ads being run by the NRSC are illegal, but has no facts to justify this claim other than his own opinion.

The U.S. Supreme Court has heard a case concerning exactly these type of issue advocacy commercials and is expected to rule in the next few weeks. This Supreme Court decision should put to rest Senator Baucus' concerns. If the court upholds the ruling of the Federal District Court in Colorado there is no reason for these NRSC ads to be pulled. This is a free speech issue. Even Max Baucus should recognize that you cannot deny Montana Republicans from expressing their opinion of the Baucus voting record, no mater how embarrassing that record may be.

3. Max Baucus continues to make false statements concerning the 1988 Burns Senate Campaign. In a television interview June 4, 1996 Senator Baucus says "blah, blah, guilty of illegally diverting out-of-state campaign contributions." This is a reference to a frivolous complaint filed by Kelly Addy and the Montana Democrat Party against the National Republican Senatorial Committee and the Montana Republican Party. The Federal Election Commission declined to act on the complaint finding it without merit. The Clinton administration's own Justice Department argued in favor of dropping the complaint. Apparently Max Baucus and his friends are so intent on exacting revenge for the defeat of John Melcher they are willing to oppose their own President on this case.

This frivolous complaint does not mention Denny Rehberg. He is not accused of any wrong doing. The FEC has not found any party to the suit guilty of any campaign spending violations. Max Baucus is lying about this in an attempt to smear Denny Rehberg's reputation.

 TO:

Jan Rehberg Albert Eckel

FROM: DATE:

6/12/96

RE:

Senatorial Meeting

PRIVILEGED COMMUNICATION WITH CRAIG ENGLE PREPARED IN ANTICIPATION OF LITIGATION

Pinder water

SENATOR ALFONSE M. D'AMATO CHAIRMAN

> JOHN D. HEUBUSCH EXECUTIVE DIRECTOR

INVOICE

Invoice #95048

Date: July 2, 1996

TO:

Elizabeth Bonforte Montanans for Rehberg 812 N. Last Chance Gulch Helena, Montana 59601

Please mail your check to:

NRSC Accounting Division P.O. Box 75103 Washington, DC 20013-5103

PAYMENT IS DUE UPON RECEIPT

Thank You!

7/12/96

84.48

Checking-Valley

84.48

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FAX MEMORANDUM

totalfax

To: Mike Piper

From: Barry Phillips, TotalFax

Date: 4/19/96 # of Pages: 1

Regarding: Delivery statistics

Dear Mike,

Listed below are the delivery statistics from your Baucus Fundralsing Flags fax of 4/18/96. Please call me with your questions or comments. Thank you for your business!

Total destinations: 601
Non-delivered destinations: 29
Delivered destinations: 572
Connect minutes: 1039.13

MEMORANDUM

TO:

Mike Piper, Rehherg Campaign Manager

VIA FACSIMILE

(406) 443-7342

FRCM:

Jean Barry, Research Dept., NRSC

DATE:

March 26, 1996

RE:

Search Express software specifications

Software Costs

SearchExpress software	\$1250.00
O-Edit software	59.00
Micro-Quotes software	0.00
Baucus Database	0.00
	\$1309.00

The Search Express, Q-Edit, and Micro-Quotes software run on IBM or IBM compatible computers. We recommend an IBM PC 386 or 486 CPU with at least 640k RAM. We recommend installing the software on the hard drive of a computer rather than a network file server, as this will help avoid future problems. Search Express is available in either DOS or Windows format. The Baucus Database (3,870 quotes) is a product of the NRSC. It is a huge text file that has been formatted in such a way that Search Express can search through it and retrieve information in seconds.

Micro-Quotes and Q-Edit run on DOS version 3.3 or greater. Q-Edit and Micro-Quotes work in conjunction to combine relevant portions of text with date, source, subject, and byline information. They also format the combined data for Search Express.

It will take two days, at the most, to install the software and to train your campaign staff to use it and to augment the Baucus database.

If you have any questions, please call me at (202) 675-6177.

Thank you.

DOLLAI

D. BOX 6547 HELENA, Me NA 5960 NAT 59604-65 93-1-77-20

April 15, 1996

PAYTOTHE National Republican Senatorial Committee

s 1,300.00

One Thousand Three Hundred and no/100-

National Republican Senatorial Committee

Ronald Reagan Republican Center 425 Second St. NE

425 Second St. NE Washington, DC 20002

MEMO_Campaign software

#0012B2# #092001512#

Barbara Effe

MONTANANS FOR REHBERG

per Ashley

1282

National Republican Senatorial Committee

Campaign software

April 15, 1996 \$1,300.00

MONTANANCE END DELIDEDO

per Ashley

1282

Committee

\$1,300.00

April 15, 1996

Home Seands NE

20002

MG1LV (5/95) 15/98

per Ashley

National Republican Senatorial Committee

Campaign software

April 15, 1996

\$1,300.00

618 Egpl. pursh



MG1LV (5/95) 15898

National Republican Senatorial Committee



SENATOR ALFONSE M DAMATO CHAIRMAN

> JOHN D HEUBUSCH EXECUTIVE DIRECTOR

INVOICE

Invoice #95044

Date: June 26, 1996

TO:

Elizabeth Bonforte Montanans for Rehberg 812 N. Last Chance Gulch Helena, Montana 59601

\$26.56

Senatorial Trust Letter

Please mail your check to:

NRSC Accounting Division P.O. Box 75103 Washington, DC 20013-5103

PAYMENT IS DUE UPON RECEIPT

Thank You!

RONALD REAGAN REPUBLICAN CENTER 425 SECOND STREET, N.E. WASHINGTON, D.C. 20002 (202) 675-6000

National Republican Senatorial Smmittee

SENATOR ALFONSE M DAMATO CHAIRMAN

> JOHN D. HEUBUSCH EXECUTIVE DIRECTOR

Mind was

INVOICE

Invoice #95048

Date: July 2, 1996

TO:

Elizabeth Bonforte Montanans for Rebberg 812 N. Last Chance Gulch Helena, Montana 59601

Please mail your check to:

NRSC Accounting Division P.O. Bex 75103 Washington, DC 20013-5103

Payment is due upon receipt

Thenk Vost

CONTACT: Dave Hunter (406) 442-2555

14:58

Bascus to Rebberg: Stop Slinging Mud

NRSC Policy: Dennis Reliberg is the Only Person Who Can Direct the NRSC Negative Attack Ads Off Montana's Alewayes

(RELENA) — In his first direct challenge to Republicae Senate candidate nominee Dannie Reiberg, U.S. Senator Mex Bancus (D-Mont.) today called upon Mr. Reiberg to direct the National Republican Senatorial Companyon Committees (NRSC) to pull its negative attack advertisements off Montana's air waves.

"Desait Rehberg should do wisel's right for Mossess and tell the National Republican Sensorial Campaign Commisse to get their regarder enach eds off Montane's alreaves." Bencus said. "The MRSC says that it's up to the Republican nomines whether or not to allow the NRSC negative attack ads to run. That means Desaits Rehberg is the only person who can direct the NRSC to get these illegal advertisements off the air in Mostana. And its time that Bencis Rehberg gets these negative air off the air."

Bracus said the NRSC's stated policy of allowing Oregon Republican candidate for U.S. Senate, Gordon S—ich, decide whether or not be will allow the NRSC to continue rutning their negative tolevision and radio stimements in Oregon about he the policy that applies in Morana and to Republican candidate Repherg.

According to a June 6, 1996 Associated Press article about the Oregon U.S. Senate race, Republican Gordon Smith and Democras Tom Bruggers, quotes a NRSC spokesparses, Patrick McCarthy, stating that it's up to Gordon Smith to decide whether or not be wants the NRSC advertising against his opposent in Oregon.

"While defeating the ads, a spokesment (Patrick McCarthy) for the national GOP committee seld Wednesday that future faction are new up to Smith.

This is firstly a sampaign new and we are here to belo." said Patrick

McCarthy." — AP Wille, written by Checkes E. Beggs, detailing fatern, Oregon.

"If it's good for Oregon, it will be even besse for Moranez when Dennis Rehberg calls off his NRSC mark ads," Bancas said. "Why should Monaneza have to live according to a lower standard just because Dennis Rehberg was t do the right thing?"

The National Republican Senatorial Campaign Convenies (NRSC) has been running negative "cookie-center" advertiancement in Momena, Minneson, Oregon, lows and throughout America. The "Friends of Max Haucus '96" comparing has called upon Dennia Reinberg to get these advertisements off the air, but Dennia Reinberg has refused, trying he has no ability to do such a thing.

The Primits of Max Barring M. Harr Does Liverables in Their Preser

"My campaign has done everything possible to space Montanans there appeals adventisements." Bences said.

The Federal Election Commission complaint has been filed. Every station messager in Montana has been informed that they are allowed to any "no" to invadenting these advertisements. And newspapers throughout becomes have "if these advictions there is a state of the part and that they include 'press lies'."

FRIENDS OF MAX BAUCUS

Robberg's Words Dan't Match Lip

Baucus cierd further evidence that Dennis Labberg is being my with Moreanans, when he says he has nothing to do with the NRSC advertisaments.

Relibera cisim that he has no control over the NRSC advantisaments done not get with what he has been saving elsewhere. This became appeared soon after Rebberg won his Republican pristary and be entered grating questions about the NESC's pagative advertising strack

Dervis ... What do you mean "WZ"?

Baucus questioned why Dennis Rebberg is referring to the NRSC and himself as "ove". Here's a transcript of a Dennis Reliberg comment on KTVH in Helena. June 7, 1996, responding to a question about the NRSC's research advertisements and the "Friends of Max Bascus '96' call for station mentgers to reject the ads:

> "Once again the Semptorial Committee is going to have to surver to those charges and I think they can well. What Man Rautus wants to do is divert attention sway from his voting record on the incust of the day and WETRE last not galog to let blee do it."

FINIM THE "FIL DO ANYTHING TO WIN DEPARTMENT

Responding to inquiries regarding the saggive NBIC advertisements and why Reitberg allows them to magninus to be run on his behalf in Mostans. Baseus cited the sent of a June 6, 1996, Associated Press article, that resulted from Reliberg's press conference on the same day:

> "I went to rue a campaign as best I can," Rebberg sald. "I will do it with the researces gystichte. I need to do what is necessary."

Rebberg was responding to a question from a reporter regarding remarks that Rebberg made in September of 1985, when Reinberg was the Campuign Manager for Burns for Seasts '89. Then, Rabburg decried out-of-state advertisements that the National Association of Resiture ray on the behalf of then-Second John Molcher (D-Mont.).

> "This is a Montana race," Rabbary said in 1988. "They have no right being in here. They eams beto our state and feel that they can bey our state with their messay."

Why is Denois Robbert Defending Adv About Which He Says He Has No Kappykoleyi

Additional evidence that Relating is not being straight with Montagues senerged on June 7, 1996, when an article published in Lee Nowepapers throughout Mostage, quoted Rebberg's spokesperson defending the content of the MRSC advertisements - despise provious claims that the Reiderg campaign had no knowledge or authority ceardian the NESC advertisescents.

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3

MONTANANS: The NESC Awark Ade Are Illered and Should Be Taken Off The Air.

Hetena Attorney. Mike Meloy, on behalf of the "Friends of Max Bancus '96" campaign, has also filed a Federal Election Committee complaint, complete with documentation proving that these advertisements are illegal. Meloy has also sent a latter to all Montana television and radio stations, informing them that they can say "no" to those negative NRSC ads and should do so.

"As the Kalingeli lesertate editorialized on June 5, 1996," Beneza summarized:

"Now that the primary is over and the nominees for U.S. Senate are fixed in place, it's time for one of them, Republican Dennis Retabut, to tall his authors party organization to pull in TV ad"

Referring to Rehidery's 1998 quate against out-of-state advertising on behalf of Montaca candidates, the benefits addenialized:

"Good poiss these. Good poiss now. And Rebberg thould admir it."

P. 05

Buggers Royaler Guard June 6, 1996

GOP chief says negative TV ad hurt Smith in poll

pointer said the and brought bis must gently genetrated "and I told been so be Variengles. They don't suddensial that political clamate in Oregon.

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TOTAL P. 24

Denny Rehberg for U.S. Senate

From: Steve

PRESSING FORWARD

News Release

"Here he goes again."

Commenting on a Baucus press release, Lieutenant Governor Denny Rehberg said today, "Here he goes again... this is just another in a series of diversionary tactics by a clever Washington politician.

"Max Baucus is squirming under the pressure of having his voting record examined, and he's trying everything he and his buddies can think of to avoid having to talk about his votes on tax increases, pay increases, and bloated spending with a vote pending on the balanced budget plan."

Rehberg noted that the NRSC ads never call Max's personal integrity or character into question, but focus solely on his voting record in relation to matters pending before the Congress.

"If Max is proud of that voting record in this election year, then why doesn't he come out of the shadows and defend it? Let's discuss how those tax increases and bloated spending affect average Montanans."

Instead, Max Baucus and his camp have chosen to engage in a campaign of character assassination against Rehberg.

Using innuendo, untruths and association, Baucus and his buddies are attacking Rehberg personally in an effort to damage him politically. The attack ads being run by Baucus have nothing whatsoever to do with the issues, and they are using the print media by taking their words and phrases out of context and twisting them to suit their own political purposes, Rehberg added.

"Our campaign will continue its focus on our message of balancing the out-of-control federal budget, cutting taxes so average Montanans are able to keep more of what they earn, balancing the protection of our natural wonders and the need for good jobs, and making the federal government once more the servant of its people rather than its master.

"That's what the people of Montana have been telling me... and they've been telling me Max's record on these issues is important, and he needs to be accountable for what he says in an election year and how he votes the rest of the time."

--30--

For Immediate Release June 12, 1996 Contact: Steve McCarter (406) 443-3414



NATIONAL REPUBLICAN SENATORIAL COMMI

Chairman, Senator Alfonse D'Amato

FOR IMMEDIATE RELEASE FRIDAY, JUNE 21, 1996 NRSC96/179

CONTACT: NRSC PRESS OFFICE

DAN McLAGAN

202/675-6006

NRSC LAUNCHES NEW MONTANA TV ADS

SPOTS URGE BAUCUS TO SUPPORT **BALANCED BUDGET**

WASHINGTON, D.C. - The following is the script of a new NRSC television ad that begins airing in Montana today.

AUDIO

In his 22 long liberal years, Max Baucus has voted over 50 times to raise taxes.

Raucus even voted to raise taxes on Social Security, Medicare recipients, small businesses and the family farm.

Max, you can't hide from your record - you're definitely a liberal.

Call, tell liberal Max Baucus to support the majority's plan to balance the budget and cut our taxes.

VIDEO

Scrolling list of Baucus votes for more taxes

....



AD TEXT

BAUCUS RECORD

'În his 22 long liberal years,"	Baucus has been in federal office since 1975. He has spent 22 years in Washington. (The Almanac of American Politics, 1996)
"Max Baucus has voted over 50 times to raise taxes."	has voted to raise taxes over 50

"Baucus even voted to raise taxes on Social Security,"	 Baucus voted to table (kill) the amendment to strike the provisions of the bill that raise the percentage of Social Security benefits taxed from 50 percent to 85 percent for individuals earning more than \$32,000 and couples earning more than \$40,000. (CQ Vote #169: Motion agreed to 51-46, June 24, 1993) Baucus voted for adoption of the conference report on Clinton's 1993 tax bill which included a tax increase on social security. (CQ Vote #247: Adopted 51-50, Aug. 6, 1993.)
" Medicare recipients,"	 Baucus voted for the adoption of he conference report on the bill to cap the amounts for which Medicare beneficiaries will be financially liable for Medicare-coverd services and to make other changes in the program. Included in the bill were increased monthly flat-premium benefits and an income tax surcharge on Part A eligible elderly. (CQ Vote #170: Adopted 86-11: R 34-11; D 52-0; June 8, 1988)
" smali businesses"	 Baucus voted against an amendment giving tax relief to small businesses and family farms. (CQ Vote #171: Motion rejected 56-42: R 43-0, D 13-42, June 24, 1993) Baucus voted for adoption of the conference report on Clinton's 1993 tax bill which included a tax increase on farms, small businesses, and individuals. (CQ Vote #247: Adopted 51-50, Aug. 6, 1993.)
" and the family farm."	 Baucus voted against an amendment giving tax relief to small businesses and family farms. (CQ Vote #171: Motion rejected 56-42: R 43-0, D 13-42, June 24, 1993). Baucus voted for adoption of the conference report on Clinton's 1993 tax bill which included a tax increase on farms, small businesses, and individuals. (CQ Vote #247: Adopted 51-50, Aug. 6, 1993.)

REQUEST FOR PRODUCTION #3

Richardson Ziebart Consulting L 142 North Abingdon Street Arlington, Virginia 22203

Rec 6/3/4/91 Invoice

INVOICE NO. DATE

2/29/96

140

BILL TO

Montanans for Rehberg P.O. Box 6547 Helena, Montana 59604

TERMS

Net 30

AMOUNT

payment rec'd Thank you!

57.33 266.00 320.00

20.00

20.00

12.00

19.25

40.00

100.00

100.00

415.85

1,504.59 10.67

257.61

7.44

Total

DESCRIPTION

AT&T and Bell Atlantic charges/GZ (11/13/95 statement)

Postage (DR PAC Kit)

Postage DR Invite.

Labels (DR Invite)

Labels (PAC Kit)

Courier for DR 3/21/96 invitation to printer

Courier (2/7/96) to 555 N.J. Ave

Invitation Design (DR 3/21/96 Event)

Mail svcs. (DR Invite)

Mail svcs. (PAC Kit)

Printing (DC Invite)

Printing (DR PAC Kit)

GZ AT&T (1/13/96 Statement)

Postage DR Pac Kit

Telephone calls SG's 1/23/96 statement

Total Reimbursable Expenses

EIN # 54-1760667

RICHARDSON ZIEBART CONSULTING, L.L.C.

BILL TO:

Montanans for Rehberg P.O. Box 6547 Helena, Montana 59604 Laon Thy Pakers

DATE	INVOICE #
10/31/95	84

P.O. NUMBER	TERMS	PROJECT
	Net 30	ī

QUANTITY	DESCRIPTION	RATE	AMOUNT
	Postage - invitation mailing for event on 10/24/95 Kinko's DR invite and copies of articles. Mailing labels/BW Postage meter rental/BW Purchase of envelopes/BW Kinko's DR invitation package Messenger Service for call book Messenger (10/13/95) Telephone (GZ) Kinko's - event invitations Envelopes for DR Meet & Greet event/GZ Rehberg invitation paper Call book copies Total Reimbursable Expenses	640.00 184.44 40.00 30.00 20.00 107.64 13.00 13.64 2.16 32.66 15.41 327.95 48.07	640.00 184.44 40.00 30.00 20.00 107.64 13.00 13.64 2.16 32.66 15.41 327.95 48.07 1,474.97
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Senator Conrad Burns

Cordially Invites You to Attend a Fundraising Luncheon

Honoring

Lt. Gov. Dennis Rehberg (R-MT)

Candidate for United States Senate

Thursday, March 21, 1996 12:00 to 1:30 P.M.

Ronald Reagan Republican Center 425 Second Street, N.E. Washington, D.C.

R.S.V.P. Geoff Ziebart 703-527-0301 \$1,000 PACs \$ 500 Individuals

	Please bring checks to the ownt or netwo	n with this form to th	ie address on rev	rerse side	
	YES, I will attend the luncheon for Denny (Enclosed is my <u>PAC</u> check for \$				enter.
	YES, I will attend the luncheon for Denny check for Stickets			rsed is my <u>PERSO</u>	<u>NAL</u>
	<u>NO</u> , I cannot attend the event but have enco Rehberg's 1996 election campaign.	losed a check for s	f #	o help with Denny	,
	Make checks payable t	o: Montana	ns for R	ehberg	•
Name_	ne			Fax	
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THE EDDIE MAHE COMPANY

To: Geoff Zeibart

Company:

Phone:

Fax:

From: Ladonna Y. Lee "

Company: The Eddie Mahe Company

Phone: 202-842-4100 Fax: 202-842-4442

Date: 10/17/95

Pages including this cover page: 1

Geoff, we need a detailed itinerary of who Denny is meeting with when so we can schedule some non fundraising activities as well as know what is now scheduled.

Also, please send over the list of who has confirmed for Tuesday night and send us daily updates so as we all move around town we can help follow up.



Thanks.

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THE EDDIE MAHE COMPANY

To:

Geoff Ziebart

From:

Ladonna Y. Lee

Date:

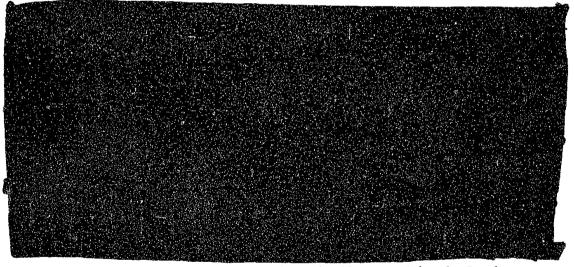
August 21, 1997

Subject:

PAC/Out of State Proposal

Goeff, we are delighted to get your proposal. A couple of thoughts:

Denny is here October 20 - 25th for PAC fundraising including an event so if you are going to start up in 1995 we need you to begin September 5th.



Please give us a quick response so we can determine if you are doing the October event or if we are. Thanks.

REQUEST FOR PRODUCTION #4

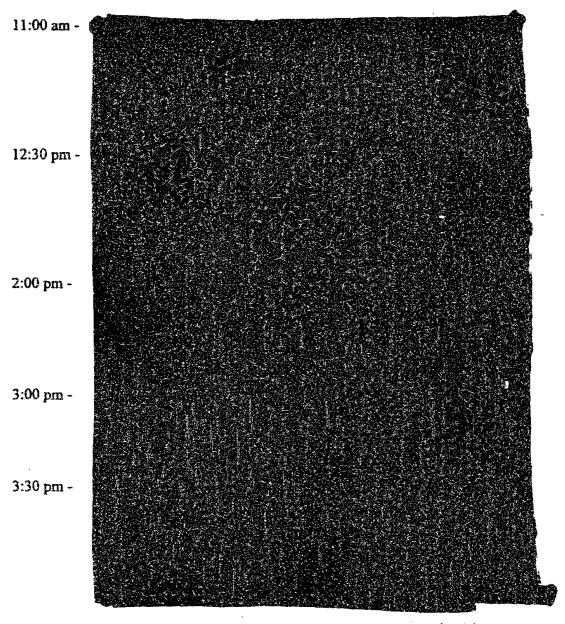
Denny Rehberg Sunday ~ July 16th

9:00 am

5:30 pm

Noy

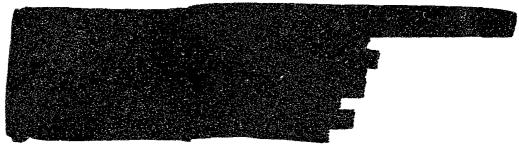
Benny Rehberg Monday ~ July 17th



5:30 pm - Meeting with Senator Alfonse D'Amato
520 Hart SenateBuilding
(ph)202-224-6542 (Hart)
Contact:Beth Walker (@ NRSC - (ph)202-675-6036)

Denny Rehberg Tuesday ~ July 18th

8:00 am -



9:00 am -**NRSC**

Meeting with John Heubusch (Executive Director)

425 2nd St., NE

(ph)202-675-6000

20002

Contact: Wes Anderson

9:15 am -

Wes Anderson (MT Rep, Coalitions Director) Meeting w/

Ed Rahall (PAC Director)

Gordon Hensley (Communications)

JoAnn Barnhardt (Political Services Director)

Greg Striple (Polling)

Precilla Russo (Financial Services)

at NRSC - for presentation on Op-research 425 2nd St., NE

(ph) 202-675-6000

Contact: Wes Anderson





Tuesday ~ July 18th

12 - 1:30 pm

2:45 pm -

3:15 pm -

4:00 pm -

5:00 pm -

7:00 pm

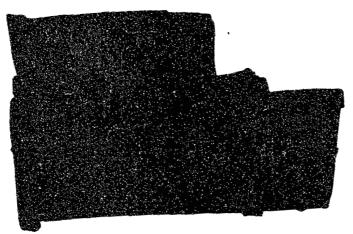
Denny Rehberg Wednesday ~ July 19th

9:15 am -10:30 am -11:30 am -12:00 pm -2:00 am -3:30 pm -

Wednesday 19th

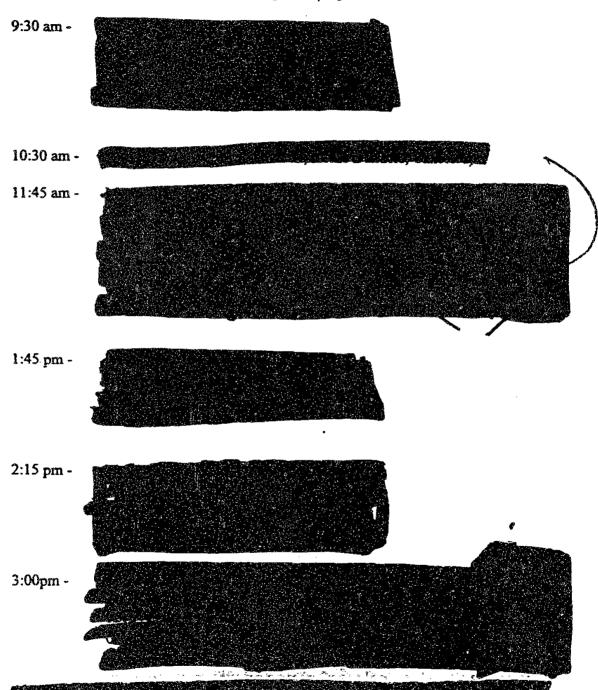
5:00 pm -

6:30 pm -



Denny Rehberg

Thursday ~ July 20th



Rehberg Schedule

SATURDAY - OCTOBER 21

9:00am -



SUNDAY - OCTOBER 22

6:00pm

MONDAY - OCTOBER 23

9:30am - 10:00am

1:15pm - 1:50pm

2:00pm - 2:30pm

2:30pm - 3:00pm Builders

6:00pm - 7:00pm

TUESDAY - OCTOBER 23

9:30am -10:00am

10:30am

12:00pm - 1:30pm

1:45pm - 2:30pm

3:00pm

4:00pm - 5:00pm

Steering Committee Meeting (Provide list tomorrow)

5:30pm - 7:30pm

PAC Fundraiser @ Cy and Linda Jamison's

WEDNESDAY OCTOBER 24

8:00am - 9:15am

9:30am - 9:50am

10:00am -10:25am

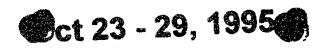


10:30am - 11:30am



3:00pm





November 1995

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April 1996

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